

City of Brighton

500 S. 4th Avenue
Brighton, CO 80601



Meeting Minutes

Tuesday, April 19, 2022

6:00 PM

Amended

Council Chambers

City Council

MAYOR - GREGORY MILLS
MAYOR PRO TEM - ADAM CUSHING
COUNCIL MEMBERS:
CLINT BLACKHURST, MATT JOHNSTON,
PETER PADILLA, JAN PAWLOWSKI,
MARY ELLEN POLLACK, ANN TADDEO,
TIM WATTS

1. CALL TO ORDER

Mayor Mills called the meeting to order at 6:01 p.m.

A. Pledge of Allegiance to the American Flag

Councilmember Pawlowski led the recitation of the Pledge of Allegiance to the American Flag.

B. Roll Call

Present: 8 - Mayor Mills, Mayor Pro Tem Cushing, Councilmember Blackhurst, Councilmember Padilla, Councilmember Pawlowski, Councilmember Pollack, Councilmember Taddeo, and Councilmember Watts

Not Present: 1 - Councilmember Johnston

2. APPROVAL OF REGULAR AGENDA

Motion by Councilmember Blackhurst, seconded by Councilmember Watts, to approve the Regular Agenda as presented. Motion passed by the following vote:

Aye: 8 - Mayor Mills, Mayor Pro Tem Cushing, Councilmember Blackhurst, Councilmember Padilla, Councilmember Pawlowski, Councilmember Pollack, Councilmember Taddeo, and Councilmember Watts

Absent: 1 - Councilmember Johnston

3. CONSENT AGENDA

A. Approval of the March 22, 2022 City Council Minutes

B. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BRIGHTON, COLORADO, ACCEPTING THE PROPOSAL OF ROCKWEST TECHNOLOGY GROUP, INC. FOR THE CONTRACT AMOUNT OF THREE HUNDRED SEVENTY-SIX THOUSAND NINE HUNDRED EIGHTY-ONE DOLLARS AND EIGHTY-FOUR CENTS (\$376,981.84) FOR SECURITY IMPROVEMENTS AND AUTHORIZING THE CITY MANAGER, OR DESIGNEE, TO EXECUTE THE CONTRACT ON BEHALF OF THE CITY

Resolution No. 2022-42

C. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BRIGHTON, COLORADO, ACCEPTING THE PROPOSAL OF CONCRETE CONSERVATION, LLC FOR THE CONTRACT AMOUNT OF SIX HUNDRED THOUSAND DOLLARS (\$600,000.00) FOR MANHOLE REHABILITATION AND AUTHORIZING THE CITY MANAGER, OR DESIGNEE, TO EXECUTE THE CONTRACT ON BEHALF OF THE CITY

Resolution No. 2022-43

D. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BRIGHTON, COLORADO, ACCEPTING THE PROPOSAL OF BOWMAN CONSULTING GROUP, LTD. FOR THE CONTRACT AMOUNT OF TWO HUNDRED FORTY-SIX THOUSAND TWO HUNDRED NINETY DOLLARS (\$246,290.00) FOR STANDBY GENERATORS AND AUTHORIZING THE CITY MANAGER, OR DESIGNEE, TO EXECUTE THE CONTRACT ON BEHALF OF THE CITY

Resolution No. 2022-44

- E. **A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BRIGHTON, COLORADO, APPROVING AN INTERGOVERNMENTAL AGREEMENT BETWEEN THE CITY OF BRIGHTON AND THE CITY OF COMMERCE CITY, REGARDING THE CONSOLIDATED RAIL INFRASTRUCTURE AND SAFETY GRANT, AUTHORIZING THE CITY MANAGER TO EXECUTE SAID IGA ON BEHALF OF THE CITY**

Resolution No. 2022-45

- F. **A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BRIGHTON, COLORADO AUTHORIZING THE MAYOR TO SIGN THE LETTER OF SUPPORT FOR THE ENDORSEMENT OF A COUNCIL MEMBER TO BE NOMINATED TO THE COLORADO MUNICIPAL LEAGUE’S EXECUTIVE BOARD**

Resolution No. 2022-46

Motion by Councilmember Pawlowski, seconded by Councilmember Padilla, to approve the Consent Agenda as presented. Motion passed by the following vote:

Aye: 7 - Mayor Mills, Mayor Pro Tem Cushing, Councilmember Blackhurst, Councilmember Padilla, Councilmember Pawlowski, Councilmember Pollack, and Councilmember Taddeo

Absent: 1 - Councilmember Johnston

Abstain: 1 - Councilmember Watts

4. CEREMONIES

A. National Arbor Day Celebration Proclamation

Mayor Mills read the Proclamation into the record.

Motion by Councilmember Watts, seconded by Councilmember Padilla, to approve the Proclamation. Motion passed by the following vote:

Aye: 8 - Mayor Mills, Mayor Pro Tem Cushing, Councilmember Blackhurst, Councilmember Padilla, Councilmember Pawlowski, Councilmember Pollack, Councilmember Taddeo, and Councilmember Watts

Absent: 1 - Councilmember Johnston

B. Arbor Day Poster Contest Winner Recognition

Mayor Mills recognized Layla Korb from Bromley East Charter School for winning the 2022 Arbor Day Fifth Grade Poster Contest and presented her with a certificate.

C. Introduction of New Police Commanders

Chief of Police Paul Southard introduced new Police Commanders Monce Portillo, Justin Moore and Chad Wooten.

5. PUBLIC INVITED TO BE HEARD ON MATTERS NOT ON THE AGENDA (Speakers limited to five minutes)

Troy Whitmore, RTD Board Director for District K updated City council on RTD services in the Brighton area.

Gene Claps introduced himself as a candidate for Adams County Sheriff.

6. PUBLIC HEARINGS

7. CONSOLIDATED ITEMS FOR SEQUENTIAL REVIEW

- A. **AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BRIGHTON, COLORADO, AMENDING ARTICLE 10 OF THE BRIGHTON MUNICIPAL CODE; ADOPTING THE MODEL TRAFFIC CODE FOR COLORADO, 2020 EDITION; SETTING FORTH DELETIONS, MODIFICATIONS AND ADDITIONS THERETO; STATING VIOLATIONS AND PENALTIES FOR VIOLATION THEREOF; REPEALING ORDINANCE PROVISIONS IN CONFLICT THEREWITH; AND OTHER DETAILS RELATED THERETO (FIRST READING)**

Mayor Mills read the title of the Ordinance into the record.

Public Works Engineer Noe Martinez presented the adoption of the 2020 Model Traffic Code of Colorado. The Code provides traffic regulations consistent with state law, guides traffic safety, laws, and enforcement. Chapter 10 of the Brighton Municipal Code refers to the 2010 version of the Model Traffic Code. The 2020 version incorporates all changes in vehicle related laws enacted since 2010 including electric scooters, automated driving systems and automated vehicle ID systems. Review of the Code was done by Public Works, the Police Department and the City Attorney. There is a lengthy list of deleted provisions that removes those sections that classify the violations and sections that are not applicable to the City of Brighton. A minor revision was made to address parking near a fire hydrant from 15 ft. to 5 ft. This was coordinated with the Fire Chief and the City Attorney. Staff recommends approval of the 2020 Model Traffic Code by reference.

Motion by Councilmember Padilla, seconded by Councilmember Blackhurst, to approve the Ordinance as amended with the reference to reduce the fire hydrant parking. Motion passed by the following vote:

Aye: 8 - Mayor Mills, Mayor Pro Tem Cushing, Councilmember Blackhurst, Councilmember Padilla, Councilmember Pawlowski, Councilmember Pollack, Councilmember Taddeo, and Councilmember Watts

Absent: 1 - Councilmember Johnston

- B. **Schedule a Public Hearing on June 7, 2022 at 6:00 p.m. to Consider Approval of the Model Traffic Code**

Motion by Councilmember Blackhurst, seconded by Councilmember Taddeo, to schedule a public hearing on June 7, 2022 to consider approval of the Model Traffic Code. Motion passed by the following vote:

Aye: 8 - Mayor Mills, Mayor Pro Tem Cushing, Councilmember Blackhurst, Councilmember Padilla, Councilmember Pawlowski, Councilmember Pollack, Councilmember Taddeo, and Councilmember Watts

Absent: 1 - Councilmember Johnston

8. ORDINANCES FOR INITIAL CONSIDERATION

9. ORDINANCES FOR FINAL CONSIDERATION

A. AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BRIGHTON, COLORADO, AMENDING CHAPTER 5 OF THE BRIGHTON MUNICIPAL CODE BY THE ADDITION OF NEW SECTION 5-99 TO AUTHORIZE THE OPERATION OF SHARED ELECTRIC SCOOTERS IN THE CITY AND TO PROVIDE FOR THE LICENSING THEREOF

Mayor Mills read the title of the Ordinance into the record.

City Manager Michael Martinez explained that this is the final reading of the Ordinance and there have not been any changes since first reading.

Motion by Mayor Pro Tem Cushing, seconded by Councilmember Padilla, to approve Ordinance 2382. Motion passed by the following vote:

Aye: 6 - Mayor Mills, Mayor Pro Tem Cushing, Councilmember Blackhurst, Councilmember Padilla, Councilmember Taddeo, and Councilmember Watts

No: 2 - Councilmember Pawlowski, and Councilmember Pollack

Absent: 1 - Councilmember Johnston

10. RESOLUTIONS

A. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BRIGHTON, COLORADO, ACCEPTING THE PROPOSAL OF ARROW-J LANDSCAPE AND DESIGN, INC. FOR THE CONTRACT AMOUNT OF THREE HUNDRED EIGHTY-ONE THOUSAND EIGHT HUNDRED SEVENTY-FIVE DOLLARS (\$381,875.00) FOR REMOVAL AND REPLACEMENT OF BASKETBALL COURTS

Mayor Mills read the title of the Resolution into the record.

Parks Manager Ryan Smith presented the Brighton Park and Montoya Park Basketball Court Replacement Project. The Brighton Park court was built in 2004 and resurfaced in 2017. The new court will include basketball and pickleball. The Montoya park court was built in 1993, resurfaced in 2017 and will get a new basketball court. One bid was received for \$381,875 and staff recommends approval of the contract with Arrow-J Landscape and Design, Inc., they were deemed the most responsive and responsible bidder. Sufficient appropriation exists for the project. The project will begin July 14th and be finished in October.

Motion by Councilmember Pawlowski, seconded by Councilmember Pollack, to approve Resolution 2022-47. Motion passed by the following vote:

Aye: 8 - Mayor Mills, Mayor Pro Tem Cushing, Councilmember Blackhurst, Councilmember Padilla, Councilmember Pawlowski, Councilmember Pollack, Councilmember Taddeo, and Councilmember Watts

Absent: 1 - Councilmember Johnston

B. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BRIGHTON, COLORADO, APPROVING CHANGE ORDER NO.1 TO THE CONTRACT WITH J.R. ENGINEERING, LLC FOR THE BRIDGE STREET WIDENING DESIGN SERVICES PROJECT, PROJECT #20-006515, IN THE AMOUNT OF FOUR HUNDRED SEVEN THOUSAND FIVE HUNDRED ELEVEN DOLLARS (\$407,511.00)

Mayor Mills read the title of the Resolution into the record.

Assistant Director of Public Works Christopher Montoya presented the Bridge Street Widening Design Services Change Order #1. The project is approximately 1.3 miles long and is located west of 45th Avenue to 22nd Avenue and includes traffic signals and a minor bridge structure. This does require a North Outfall Drainage project to collect the water that is shed off of the roadway into a system that will be built. There are two different needs for the Utilities Department including a water line for future development and a line to drain the water tanks. There will also be a dual storm line system for this section of roadway. Right-of-way and temporary construction easements were needed for a parcel along the roadway. This section of Bridge Street will be a "Smart Street" design. There is a RAISE Grant that the City has applied for to help with this project. If awarded, the cost of the project would be reduced and the features for the "Smart Street" design would be added. These features include solar panels on bus benches, messaging boards, solar panel trees, and public art. This would increase the quality of the roadway in the City including enhanced pedestrian and multi-modal features. Colorado Law requires a Subsurface Utility Investigation to determine what is currently in the ground. Money is saved by identifying any issues early in the process before installing additional water lines in the ground and running into possible construction delays. This change order was initiated by the City of Brighton to the consultant. The total cost for the change order is \$407,511.00 and would extend the contract time an additional sixty days.

Motion by Councilmember Padilla, seconded by Councilmember Watts, to approve Resolution 2022-48. Motion passed by the following vote:

Aye: 8 - Mayor Mills, Mayor Pro Tem Cushing, Councilmember Blackhurst, Councilmember Padilla, Councilmember Pawlowski, Councilmember Pollack, Councilmember Taddeo, and Councilmember Watts

Absent: 1 - Councilmember Johnston

C. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BRIGHTON, COLORADO, APPROVING AN AMENDMENT TO THE CONTRACT WITH BOHANNAN HUSTON INC. FOR THE CITY OF BRIGHTON TRANSPORTATION MASTER PLAN UPDATE IN THE AMOUNT OF SIXTEEN THOUSAND TWO HUNDRED FORTY-NINE DOLLARS AND TWENTY-FIVE CENTS (\$16,249.25)

Mayor Mills read the title of the Resolution into the record.

Assistant Director of Public Works Christopher Montoya presented the Transportation Master Plan Update contract amendment. The Transportation Master Plan was adopted by City Council in 2016 and sets forth a policy, guidelines and planning for the transportation system. The original plan had an action plan, a capital program and a build-out transportation system. The Land Use and Development Code was updated and several new cross sections were integrated for residential development allowing different street types for different densities. Quotes were received from the City's on-call vendors. The scope of work includes an updated Transportation Master Plan, incorporate revised Land Use code, identify right-of-way needs for modifications, revisions to roadway classifications, review of internal and external agency comments, project priority planning, updating capital project cost estimates, modify existing data and information and incorporate data collected for asset management. Public meetings and feedback has been added to the scope of work. The change order for the project is \$16,249.25 and will bring the total cost to \$65,431.80. Staff recommends amending the contract with Bohannan Huston Inc.

Motion by Councilmember Watts, seconded by Councilmember Blackhurst, to approve Resolution 2022-49. Motion passed by the following vote:

Aye: 8 - Mayor Mills, Mayor Pro Tem Cushing, Councilmember Blackhurst, Councilmember Padilla, Councilmember Pawlowski, Councilmember Pollack, Councilmember Taddeo, and Councilmember Watts

Absent: 1 - Councilmember Johnston

11. UTILITIES BUSINESS ITEMS

12. GENERAL BUSINESS**13. REPORTS****A. By the Mayor**

Mayor Mills attended the Metro Mayors Caucus, the ADCOG meeting, the Egg Dash, and the United Power Annual meeting. The ribbon cutting of the Front Range Trail is Saturday.

B. By Department Heads**C. By the City Attorney****D. By the City Manager**

City Manager Martinez reported that Take Your Kids to Work Day is next Thursday, the City needs staffing for lifeguards and seasonal staff in the Parks Department and staff is working on finding funds for our Sister City Ziebice Poland for relief for Ukraine.

14. REPORTS BY COUNCIL ON BOARDS & COMMISSIONS

Councilmember Padilla reported that the Adams County Electronics Recycle Day is April 30th and May 14th is the Help for Homes event.

Councilmember Pawlowski attended the E-470 board meetings.

Mayor Pro Tem Cushing attended the Egg Hunt at Bromley Farm and reported that the Bromley Farm is offering free horse therapy for kids with special needs.

Councilmember Pollack attended the Egg Hunt at Bromley Farm.

Councilmember Watts attended the Senior Advisory Board meeting, the Fire Board meeting, the Egg Dash, and the Crosswalk Ribbon Cutting at Brighton High School. The SPEAK Walk is May 7th, Trash Bash is next week and the Armory concert schedule has been released.

Councilmember Taddeo reported that the Historic Preservation Commission Gala is May 28th, there is an exhibit at the Historic City Hall Museum, steering wheel locks are available through the Police Department and the First Friday event at Main Street Creatives will take place in May.

15. EXECUTIVE SESSION**16. ADJOURNMENT**

Mayor Mills adjourned the meeting at 8:13 p.m.

CITY OF BRIGHTON, COLORADO

Gregory Mills, Mayor

ATTEST:

Natalie Hoel, City Clerk

Approval Date