



# Commerce City

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## Council Communication

File Number: Res 2021-21

**Agenda Date:** 4/19/2021

**Version:** 1

**Status:** ATS Review

**In Control:** City Council

**File Type:** Resolution

### A RESOLUTION AUTHORIZING NEGOTIATION FOR AND PURCHASE OF CERTAIN REAL PROPERTY INTERESTS NECESSARY FOR THE ROSEMARY STREET WIDENING PROJECT

The purpose of this resolution is to authorize acquisition, by voluntary transfer, of certain real property interests necessary for the Rosemary Street Widening Project and amend the Agreement with EST, Inc. ("Contractor") to provide right-of-way acquisition services, which includes a total of 40 right-of-way parcels, permanent easements, and temporary construction easements across 2.12 acres. The use of eminent domain is not authorized by this resolution, but may be contemplated at a future date.

#### Summary & Background

Improvements to Rosemary Street are identified in the Irondale Neighborhood and Infrastructure Plan. One of the major goals of the Irondale Neighborhood and Infrastructure Plan was to identify infrastructure investments that could be made to benefit the Irondale neighborhood. Rosemary Street is the only north/south street that goes completely through Irondale and serves as a major traffic connection between East 88th Avenue and Highway 2. Rosemary Street is being designed as a major collector street as identified in the City's Transportation Plan. The cross-section for Rosemary Street includes two through lanes, a center two-way left-turn lane, a 6-foot sidewalk, and a 10-foot multi-use path. These improvements to Rosemary Street will be constructed between East 81st Avenue and East 86th Avenue. Improvements to the intersection of Rosemary Street and 88th Avenue are included in the 88th Avenue Project. The design for widening Rosemary Street was started in 2020, and the design plans are now at 90%.

The next step for the project is the purchase of right-of-way parcels, permanent easements, and temporary construction easements. The design team has identified nine (9) right-of-way parcels, four (4) permanent easements, and twenty-seven (27) temporary construction easements needed before construction can begin on Rosemary Street. The anticipated project schedule is to acquire right-of-way, easements, and to select a contractor by the end of 2021. Construction would begin in 2022 and be completed by the end of 2023.

**Staff Responsible (Department Head):** Joe Wilson, Director of Public Works

**Staff Presenting:** Brent Soderlin, City Engineer  
Amy Backel, Project Engineer, EST Inc.

Greg Jamieson, Senior Right of Way Manager, HDR, Inc.

**Financial Impact:** Estimated cost to purchase rights-of-way, permanent easements, and temporary construction easements is \$402,000. Financial impact to City staff will be for the management/oversight of our contractor to negotiate the purchase of the rights-of-way, permanent easements, and temporary construction easements.

**Funding Source:** The Rosemary Street Widening Capital Improvements and Preservation Plan Fund.

**Staff Recommendation:** Approve the resolution authorizing the negotiations, purchase, and, with future authorization, the exercise of the City's powers of eminent domain to acquire certain real property interests necessary for the Rosemary Street Widening Project.

**Suggested Motion:** Move to approve Resolution 2021-21.