



Commerce City

7887 E. 60th Ave.
Commerce City, CO 80022
c3gov.com

Meeting Agenda - Final-revised City Council

Monday, November 2, 2020

6:15 PM

This meeting will be conducted electronically via Zoom. There will be no physical meeting. Public access to this meeting can be found in the agenda below. The meeting will also be live on Channel 8 and c3gov.com/video

Regular Meeting via Zoom

Per Ordinance 2271 the City Manager is authorized to conduct this meeting via Zoom

1. Call to Order/Roll Call - 6:15 PM

Zoom Registration:

https://c3gov.zoom.us/webinar/register/WN_oxrRIH9HT4qGVn61VHWJaw

2. Pledge of Allegiance

3. Citizen Communication

[20-90](#)

Citizen Communication - City Council will conduct this meeting virtually via Zoom as the Civic Center remains closed out of precaution for COVID-19. There will be the opportunity for public comment at the meeting during citizen communication and/or for each agenda item. Comments may be consolidated under the Citizen Comment part of the meeting. The public can submit their comments live during the meeting via Zoom or in advance using the online form or mail. Visit c3gov.com/council and click on "Meeting agendas" for the full meeting agenda and "Virtual Meeting and Public Comment Instructions" for instructions on how to submit live verbal and written comments. The deadline to register to comment and to submit written comments is noon on November 2.

4. Presentations - 6:45 PM

[Pres 20-396](#) COVID-19 Update

[Pres 20-293](#) Oil and Gas Monthly Update

Attachments: [Presentation](#)
[November Suncor Report](#)

5. Consent Agenda - 7:15 PM

[Min 20-166](#) Minutes of the May 28, 2020 Special Meeting

Attachments: [Minutes](#)

[Min 20-167](#) Minutes of September 21, 2020

Attachments: [Minutes](#)

[Min 20-168](#) Minutes of the September 29, 2020 Special Meeting

Attachments: [Minutes](#)

[Min 20-169](#) Minutes of October 5, 2020

Attachments: [Minutes](#)

[Min 20-170](#) Minutes of the October 12, 2020 Special Meeting

Attachments: [Minutes](#)

[Min 20-171](#) Minutes of October 19, 2020

Attachments: [Minutes](#)

[Ord 2295](#) AN ORDINANCE AMENDING THE COMMERCE CITY SALES AND USE TAX CODE, ARTICLE I OF CHAPTER 20 OF THE COMMERCE CITY REVISED MUNICIPAL CODE, TO EXEMPT THE PASSTHROUGH OF FEDERAL EXCISE TAX IMPOSED ON TRUCKS, TRAILERS, AND TRACTORS FROM TAXATION

Attachments: [Ordinance - Final](#)

[Ord 2296](#) AN ORDINANCE AMENDING THE 2020 BUDGET OF THE CITY OF COMMERCE CITY, COLORADO BY THE RECOGNITION OF THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS IN THE AMOUNT OF \$419,175 AND THE AUTHORIZATION OF THE EXPENDITURE THEREOF.

Attachments: [Ordinance - Final](#)

[Ord 2297](#) AN ORDINANCE AMENDING THE 2020 BUDGET OF THE CITY OF COMMERCE CITY, COLORADO, BY REAFFIRMING CERTAIN PRIOR APPROPRIATIONS, FOR A TOTAL AMOUNT OF \$1,463,242.55 AND AUTHORIZING THE EXPENDITURES THEREOF.

Attachments: [Ordinance - Final](#)

[Ord 2299](#) AN ORDINANCE AMENDING THE 2020 BUDGET OF THE CITY OF COMMERCE CITY, COLORADO BY APPROPRIATING \$25,000 FROM THE GENERAL FUND TO COVER INITIAL EXPENSES RELATED TO THE RFP FOR ENVIRONMENTAL CONSULTING SERVICES AND AUTHORIZATION OF THE EXPENDITURE THEREOF.

Attachments: [Ordinance - Final](#)

[Res 2020-79](#) RESOLUTION AUTHORIZING AWARD OF CONTRACT FOR INSTALLATION OF THREE EMERGENCY STANDBY GENERATORS FOR THE MUNICIPAL SERVICES CENTER COMPLEX TO COLORADO ELECTRIC & POWER SYSTEMS, INC.

Attachments: [Resolution](#)
[Contract](#)
[Council Memo](#)

[Res 2020-86](#) RESOLUTION AUTHORIZING INTERGOVERNMENTAL AGREEMENT WITH MILE HIGH FLOOD DISTRICT, CITY AND COUNTY OF DENVER, AND ADAMS COUNTY REGARDING FUNDING OF MAJOR DRAINAGEWAY PLANNING AND FLOOD HAZARD AREA DELINEATION FOR SECOND CREEK TRIBUTARIES

Attachments: [Resolution](#)
[IGA](#)
[Council Memo](#)

[Res 2020-87](#) RESOLUTION AUTHORIZING AND RATIFYING RENEWALS OF PROFESSIONAL SERVICES AGREEMENT WITH EIDE BAILLY LLP FOR AUDIT SERVICES

Attachments: [Resolution](#)
[Agreement](#)

6. Public Hearings - 7:20 PM

The public hearings will be conducted electronically via Zoom. There will be an opportunity to testify live during the meeting via Zoom or in advance using the online form or mail. Visit c3gov.com/council and click on "Virtual Meeting and Public Comment Instructions" for instructions on how to register or submit comments. The deadline to register to comment and to submit written comments is noon on Monday, November 2. Please contact the City Clerk to request paper copies of materials.

[Res 2020-27](#) RESOLUTION ADOPTING THE BUDGET FOR THE CITY OF COMMERCE CITY, COLORADO FOR THE YEAR 2021 AND PROVIDING FOR 2020 COMMERCE CITY TAX LEVY

Attachments: [Resolution](#)
[Affidavit of Publication](#)
[Presentation](#)

[CU-123-20](#) Metro Wastewater Reclamation District is requesting a Conditional Use Permit for a 6.4 mile long wastewater pipeline project, along Second Creek, known as the Second Creek Interceptor (Extends from E. 81st Ave. and Tower Rd to E. 120th and Wheeling Street) and the extension of the existing Sand Creek Interceptor an additional 0.8 miles (near E. 64th Ave. and York St.).

Attachments: [CU-123-20](#)
[Exhibit A - Ownership](#)
[Exhibit B - Map](#)
[Exhibit C - Applicant's Narrative and Application Materials](#)
[Exhibit D - Neighborhood Meeting Summary](#)
[Exhibit E - 95% Design Drawings](#)
[Staff Report](#)
[Applicant's Updates to Applications](#)
[Signed Agreement Between MWRD and FRICO](#)
[Staff Presentation](#)
[Applicant Presentation](#)
[Letter Supporting Metro Project in Commerce City](#)

[CU-127-20](#) Monroe Street Partners West is requesting a Conditional Use Permit to develop a metal recycling facility located at 5400 Monroe Street, zoned I-3 (Heavy Intensity Industrial District).

Attachments: [CUP-127-20](#)
[Staff Report](#)
[Vicinity Map](#)
[Applicant Narrative](#)
[Development Plan](#)
[EPA Superfund Case History](#)
[Subdivision](#)
[Staff Presentation](#)
[Applicant Presentation](#)
[October 6, 2020 Draft Planning Commission Minutes](#)

[CU-128-20](#) Monroe Street Partners West is requesting a Conditional Use Permit to develop a demolition debris recycling facility located at 5400 Monroe Street, zoned I-3 (Heavy Intensity Industrial District).

Attachments: [CUP-128-20](#)
[Staff Report](#)
[Vicinity Map](#)
[Applicant Narrative](#)
[Development Plan](#)
[EPA Superfund Case History](#)
[Subdivision](#)
[Staff Presentation](#)
[Applicant Presentation](#)
[October 6, 2020 Draft Planning Commission Minutes](#)

7. Resolutions - 8:30 PM

[Res 2020-78](#) RESOLUTION APPROVING INTERGOVERNMENTAL AGREEMENT WITH THE METRO WASTEWATER RECLAMATION DISTRICT FOR THE SECOND CREEK INTERCEPTOR PROJECT

Attachments: [Resolution](#)
[Exhibit A - Draft IGA](#)
[Attachments to IGA](#)
[Presentation](#)

8. Ordinances on 1st Reading

[Ord 2300](#) AN ORDINANCE ENACTING A NEW ARTICLE IV IN CHAPTER 9 OF THE COMMERCE CITY REVISED MUNICIPAL CODE TO ESTABLISH A TEMPORARY MAXIMUM FEE THAT CAN BE CHARGED FOR THIRD-PARTY FOOD DELIVERY SERVICES IN THE CITY OF COMMERCE CITY, COLORADO

Attachments: [Ordinance](#)
[CRA letter of support Commerce City](#)
[October 26, 2020 Study Session Presentation](#)

9. Ordinances on 2nd Reading

[Ord 2291](#) AN ORDINANCE OF THE CITY OF COMMERCE CITY, COLORADO ESTABLISHING ELECTRONIC AND EMERGENCY MEETING PROCEDURES AND AUTHORIZING THE REMOTE CONDUCT OF MEETINGS FOR THE CITY OF COMMERCE CITY DURING CERTAIN DECLARED DISASTERS AND EMERGENCIES AND REPEALING ORDINANCE 2271

Attachments: [Ordinance - Final](#)

10. Administrative Council Business - 8:35 PM

[20-86](#) City Council Meeting Cancellations

[20-88](#) Litigation Settlement - Storniolo v. Commerce City et al.

[20-89](#) Interim City Manager Advisory Opinion

Attachments: [Advisory Opinion](#)

11. Council Reports - 9:05 PM

12. Executive Session - 9:25 PM

[20-87](#) An executive session of the City Council, with its staff and attorneys, pursuant to C.R.S. 24-6-402(4)(b) to receive legal advice relative to pending and potential litigation.

13. Adjourn - 10:25 PM

Any citizen requesting accommodations, with respect to rights under the Americans with Disabilities Act, to attend or participate in any public meeting, and/or to obtain this notice in alternate formats, is asked to please contact the City Clerk at 303-227-8791 as soon as possible before any the meeting.