



Meeting Minutes - Final

City Council

Monday, May 2, 2016

6:00 PM

Council Chambers

1. Call to Order/Roll Call

A regular meeting of the City Council of the City of Commerce City was called to order by Mayor Ford on May 2, 2016, at 6:00 PM.

A motion was made by Mayor Pro Tem Bullock, seconded by Council Member Teter, to excuse Council Members McEldowney and Amador from tonight's meeting.

VOTE: 7 aye, 2 excused (Amador, McEldowney)

Present: 7 - Mayor Sean Ford, Council Member Jadie Carson, Council Member Rick A. Teter, Mayor Pro Tem René Bullock, Council Member Crystal Elliott, Council Member Steven J. Douglas and Council Member Paolo Diaz

Excused: 2 - Council Member Jason McEldowney and Council Member Andrew Amador

2. Executive Session

[16-27](#)

An executive session pursuant to C.R.S. 24-6-402(4)(e) for the purpose of determining positions relative to matters that may be subject to negotiations concerning incentives for several potential economic development projects within the city.

A motion was made by Council Member Elliott, seconded by Council Member Teter, that an executive session, pursuant to CRS 24-6-402(4)(e), for the purpose of determining positions relative to matters that may be subject to negotiations concerning incentives for several potential economic development projects within the city, be held. VOTE:

Aye: 7 - Mayor Ford, Council Member Carson, Council Member Teter, Mayor Pro Tem Bullock, Council Member Elliott, Council Member Douglas and Council Member Diaz

Excused: 2 - Council Member McEldowney and Council Member Amador

3. Pledge of Allegiance

The Pledge of Allegiance was recited.

Ms. Heather LaCrue sang the National Anthem.

4. Audience Introduction

The audience introduced themselves.

5. Proclamations and Recognitions

[Proc 16-12](#)

National Small Business Week Proclamation

Interim City Attorney Sheesley read a proclamation declaring May 1 - 7, 2016, as Small Business Week.

Economic Development Director Michelle Claymore, Asahi Foods President Paul Guan, and US SBA Region VIII Office Regional Communications Director Christopher Chavez were present to accept the proclamation.

A motion was made by Mayor Pro Tem Bullock, seconded by Council Member Teter, that this proclamation be approved. VOTE:

Aye: 7 - Mayor Ford, Council Member Carson, Council Member Teter, Mayor Pro Tem Bullock, Council Member Elliott, Council Member Douglas and Council Member Diaz

Excused: 2 - Council Member McEldowney and Council Member Amador

[16-30](#)

Youth and Graduating Seniors Recognition

Interim Director of External Affairs Halstead recognized the following:

*Commerce City Youth Commissioners (graduating)
Suncor Boys & Girls Club Youth of the Year Award Winners
Adams 14 Foundation Scholarship Recipients*

Adams City High School Interact Club showed a short video on teenage mental health awareness.

6. Citizen Communication

Angela Habben appeared on behalf of the Metro North Chamber. The chamber membership comes from within 13 different municipalities. Ms. Habben shared their 2015 successes.

Ellen Haug, 15501 E. 112th Ave. Unit D, expressed concern regarding pool design at the new recreation center.

7. Consent Agenda

Council Member Douglas asked to remove Resolution 2016-61 from the consent agenda for separate discussion and vote.

A motion was made by Mayor Pro Tem Bullock, seconded by Council Member Teter, to approve the consent agenda as amended. ROLL CALL VOTE:

Aye: 7 - Mayor Ford, Council Member Carson, Council Member Teter, Mayor Pro Tem Bullock, Council Member Elliott, Council Member Douglas and Council Member Diaz

Excused: 2 - Council Member McEldowney and Council Member Amador

[Res 2016-54](#)

RESOLUTION APPROVING INTERGOVERNMENTAL AGREEMENT

WITH URBAN DRAINAGE AND FLOOD CONTROL DISTRICT

[Res 2016-56](#) RESOLUTION AUTHORIZING EXECUTION OF INTERGOVERNMENTAL AGREEMENT BY AND BETWEEN THE CITY OF COMMERCE CITY AND THE COLORADO DEPARTMENT OF TRANSPORTATION

[Res 2016-58](#) RESOLUTION APPROVING CONVEYANCE OF CITY PROPERTY TO BRIGHTON SCHOOL DISTRICT 27J

[Res 2016-61](#) RESOLUTION APPROVING A CONTRACT AMENDMENT FOR CAPITAL IMPROVEMENT PROGRAM PUBLIC INFORMATION SERVICES

Council asked why there was a need to extend this contract for two years when the city is nearing the end of the 2K projects. They discussed extending the contract for one year and then hiring employees to handle these services in-house versus contracting the work out.

Interim Director of External Affairs Halstead stated that in 2014, the city went out for a competitive RFP to provide comprehensive public information services for the five-year program. At that time, staff held several study sessions with council about the communication services, with an acknowledgement that likely beyond the initial five projects, there wouldn't be a significant amount of work at the level of the five-year time period that would necessitate further ongoing activities that may, or may not, be absorbed. Included in the original RFP, were three one-year renewal options in the contract, to really complete the projects at the five-year level. The proposed amendment is to complete the five-year capital improvement program with a single contractor, and later determine if there is a need to have ongoing services.

A motion was made by Council Member Douglas, seconded by Council Member Carson, to amend the resolution to authorize the contract as written, with the exception that the term would be one year with an option to renew.

VOTE: 7 aye, 2 excused (Amador, McEldowney)

A motion was made by Council Member Carson, seconded by Mayor Pro Tem Bullock, that this resolution be adopted as amended. VOTE:

Aye: 7 - Mayor Ford, Council Member Carson, Council Member Teter, Mayor Pro Tem Bullock, Council Member Elliott, Council Member Douglas and Council Member Diaz

Excused: 2 - Council Member McEldowney and Council Member Amador

8. Public Hearings

[Z-933-16](#) AN ORDINANCE REZONING THE PROPERTY DESCRIBED IN EXHIBIT "A" ATTACHED HERETO AND MADE A PART HEREOF, LOCATED AT 5844 DAHLIA STREET, COMMERCE CITY, COLORADO, FROM I-2 TO C-3 AND AMENDING THE ZONING MAP OF THE CITY OF COMMERCE CITY, COLORADO TO REFLECT SAID REZONING

Mayor Ford disclosed that he has done previous work for Eric Bush, but never on this

property. He sat in on a meeting with Mr. Bush and Building Official Patrick Buckley regarding redevelopment of the existing building, but not about zoning. Mayor Ford does not believe he has damaged his ability to hear this case and make a clear decision.

A motion was made by Council Member Douglas, seconded by Council Member Teter, to allow Mayor Ford to participate in the public hearing.

VOTE: 7 aye, 2 excused (McEldowney, Amador)

Mayor Ford opened the public hearing.

Planner Caitlin Hasenbalg-Long presented the case. The applicant is seeking a zone change from I-2 to C-3 at 5844 Dahlia Street. The existing structure was built in 1960 and has been zoned I-2 since incorporation. The applicant purchased the property in 2015 for development of a marijuana retail store. The planning commission held a public hearing on the application and voted 3 to 2 to forward the application to council with a favorable recommendation.

A letter from a neighbor, who has a legal fence, expressed concern over liability issues with site restrictions because of the fence.

Brian Ruden, appeared on behalf of the applicant. Mr. Ruden stated that if the site restrictions become an issue, he would address it then.

Public Input

David Soucie, appeared on behalf of the neighboring property.

Mayor Ford closed the public hearing.

A motion was made by Mayor Pro Tem Bullock, seconded by Council Member Teter, to accept the findings and recommendations of the planning commission.

VOTE: 7 aye, 2 excused (McEldowney, Amador)

A motion was made by Council Member Douglas, seconded by Council Member Teter, that this zoning ordinance be introduced by council as seated and approved on first reading. VOTE:

Aye: 7 - Mayor Ford, Council Member Carson, Council Member Teter, Mayor Pro Tem Bullock, Council Member Elliott, Council Member Douglas and Council Member Diaz

Excused: 2 - Council Member McEldowney and Council Member Amador

[Z-896-11-12-16](#)

AN ORDINANCE APPROVING THE DIA TECH CENTER PUD ZONE DOCUMENT AMENDMENT NO. 1

Mayor Ford opened the public hearing.

Planning Manager Steve Timms presented the case. The applicant, DIA Tech Center is seeking to amend the current planned unit development, to include two additional parcels of land and rezone the two parcels, from agricultural to planned unit development, to allow for employment uses. The planning commission held a public hearing on April 19, 2016, and voted 5-0 to forward the application to council with favorable recommendations.

Chris Thompson appeared on behalf of the applicant. Mr. Thompson stated that there has been interest in developing this property.

There was no additional public comment, and the public hearing was closed.

A motion was made by Mayor Pro Tem Bullock, seconded by Council Member Teter, to accept the findings and recommendations of the planning commission.

VOTE: 7 aye, 2 excused (Amador, McEldowney)

A motion was made by Mayor Pro Tem Bullock, seconded by Council Member Teter, that this zoning ordinance be introduced by council as seated and approved on first reading. VOTE:

Aye: 7 - Mayor Ford, Council Member Carson, Council Member Teter, Mayor Pro Tem Bullock, Council Member Elliott, Council Member Douglas and Council Member Diaz

Excused: 2 - Council Member McEldowney and Council Member Amador

9. Ordinances on 1st Reading

[Ord 2087](#)

AN ORDINANCE AMENDING THE 2016 BUDGET OF THE CITY OF COMMERCE CITY, COLORADO BY THE RECOGNITION OF THE COLORADO DEPARTMENT OF TRANSPORTATION GRANT IN THE AMOUNT OF \$3,360 FOR CLICK IT OR TICKET EFFORTS AND THE AUTHORIZATION OF THE EXPENDITURE THEREOF.

A motion was made by Mayor Pro Tem Bullock, seconded by Council Member Teter, that this ordinance be introduced by council as seated and approved on first reading. VOTE:

Aye: 7 - Mayor Ford, Council Member Carson, Council Member Teter, Mayor Pro Tem Bullock, Council Member Elliott, Council Member Douglas and Council Member Diaz

Excused: 2 - Council Member McEldowney and Council Member Amador

[Ord 2088](#)

AN ORDINANCE AMENDING THE 2016 BUDGET OF THE CITY OF COMMERCE CITY, COLORADO BY THE RECOGNITION OF THE COLORADO DEPARTMENT OF TRANSPORTATION GRANT IN THE AMOUNT OF \$5,000 FOR (DUI) ENFORCEMENT EFFORTS AND THE AUTHORIZATION OF THE EXPENDITURE THEREOF.

A motion was made by Council Member Teter, seconded by Council Member Diaz, that this ordinance be introduced by council as seated and approved on first reading. VOTE:

Aye: 7 - Mayor Ford, Council Member Carson, Council Member Teter, Mayor Pro Tem Bullock, Council Member Elliott, Council Member Douglas and Council Member Diaz

Excused: 2 - Council Member McEldowney and Council Member Amador

[AN-233-15-16](#)

AN ORDINANCE AMENDING THE LEGAL DESCRIPTION ATTACHED AS EXHIBIT "A" TO ORDINANCE AN-233-15-16

REGARDING PROPERTY LOCATED AT 10655 EAST 120TH COURT, COMMERCE CITY, COLORADO.

A motion was made by Council Member Carson, seconded by Council Member Elliott, that this zoning ordinance be introduced by council as seated and approved on first reading. VOTE:

Aye: 7 - Mayor Ford, Council Member Carson, Council Member Teter, Mayor Pro Tem Bullock, Council Member Elliott, Council Member Douglas and Council Member Diaz

Excused: 2 - Council Member McEldowney and Council Member Amador

[Ord 2080](#)

AN ORDINANCE AMENDING SECTION 6-2012 OF THE COMMERCE CITY REVISED MUNICIPAL CODE PERTAINING TO WEEDS AND VEGETATION

A motion was made by Council Member Teter, seconded by Council Member Douglas, that this ordinance be introduced by council as seated and approved on first reading. VOTE:

Aye: 7 - Mayor Ford, Council Member Carson, Council Member Teter, Mayor Pro Tem Bullock, Council Member Elliott, Council Member Douglas and Council Member Diaz

Excused: 2 - Council Member McEldowney and Council Member Amador

[Ord 2079](#)

AN ORDINANCE REPEALING DIVISION 1 OF ARTICLE IV OF CHAPTER 5 OF THE COMMERCE CITY REVISED MUNICIPAL CODE; ENACTING DIVISION 1 OF ARTICLE IV OF CHAPTER 5 OF THE COMMERCE CITY REVISED MUNICIPAL CODE TO PROVIDE FOR THE ADOPTION OF THE 2012 EDITION OF THE INTERNATIONAL BUILDING CODE, INCLUDING APPENDIX CHAPTERS C, E, F, G, AND I, AND J AND ALL STANDARDS CONTAINED IN SUCH CODE AND APPENDIX CHAPTERS, AS AMENDED HEREIN; PROVIDING FOR THE ISSUANCE OF PERMITS AND COLLECTION OF FEES THEREUNDER; AND PROVIDING FOR PENALTIES AND CIVIL REMEDIES FOR VIOLATION OF THE PROVISIONS OF SAID CODE AND THIS ORDINANCE.

A motion was made by Mayor Pro Tem Bullock, seconded by Council Member Teter, that this ordinance be introduced by council as seated and approved on first reading. VOTE:

Aye: 7 - Mayor Ford, Council Member Carson, Council Member Teter, Mayor Pro Tem Bullock, Council Member Elliott, Council Member Douglas and Council Member Diaz

Excused: 2 - Council Member McEldowney and Council Member Amador

[Ord 2089](#)

AN ORDINANCE REPEALING DIVISION 3 OF ARTICLE IV OF CHAPTER 5 OF THE COMMERCE CITY REVISED MUNICIPAL CODE; ENACTING DIVISION 3 OF ARTICLE IV OF CHAPTER 5 OF THE COMMERCE CITY REVISED MUNICIPAL CODE TO PROVIDE

FOR THE ADOPTION OF THE 2012 EDITION OF THE INTERNATIONAL EXISTING BUILDING CODE, INCLUDING APPENDIX CHAPTER B AND ALL STANDARDS CONTAINED IN SUCH CODE AND APPENDIX, AS AMENDED HEREIN; PROVIDING FOR THE ISSUANCE OF PERMITS AND COLLECTION OF FEES THEREUNDER; AND PROVIDING FOR PENALTIES AND CIVIL REMEDIES FOR VIOLATION OF THE PROVISIONS OF SAID CODE AND THIS ORDINANCE

A motion was made by Mayor Pro Tem Bullock, seconded by Council Member Teter, that this ordinance be introduced by council as seated and approved on first reading. VOTE:

Aye: 7 - Mayor Ford, Council Member Carson, Council Member Teter, Mayor Pro Tem Bullock, Council Member Elliott, Council Member Douglas and Council Member Diaz

Excused: 2 - Council Member McEldowney and Council Member Amador

[Ord 2090](#)

AN ORDINANCE REPEALING DIVISION 2 OF ARTICLE IV OF CHAPTER 5 OF THE COMMERCE CITY REVISED MUNICIPAL CODE; ENACTING DIVISION 2 OF ARTICLE IV OF CHAPTER 5 OF THE COMMERCE CITY REVISED MUNICIPAL CODE TO PROVIDE FOR THE ADOPTION OF THE 2012 EDITION OF THE INTERNATIONAL RESIDENTIAL CODE, INCLUDING APPENDIX CHAPTERS A, B, C, D, E, G, H, I, J, K, M, N, O, P AND Q, AND ALL STANDARDS CONTAINED IN SUCH CODE AND APPENDIX CHAPTERS, AS AMENDED HEREIN; PROVIDING FOR THE ISSUANCE OF PERMITS AND COLLECTION OF FEES THEREUNDER; AND PROVIDING FOR PENALTIES AND CIVIL REMEDIES FOR VIOLATION OF THE PROVISIONS OF SAID CODE AND THIS ORDINANCE

A motion was made by Council Member Douglas, seconded by Council Member Diaz, that this ordinance be introduced by council as seated and approved on first reading. VOTE:

Aye: 7 - Mayor Ford, Council Member Carson, Council Member Teter, Mayor Pro Tem Bullock, Council Member Elliott, Council Member Douglas and Council Member Diaz

Excused: 2 - Council Member McEldowney and Council Member Amador

[Ord 2091](#)

AN ORDINANCE REPEALING DIVISION 10 OF ARTICLE IV OF CHAPTER 5 OF THE COMMERCE CITY REVISED MUNICIPAL CODE; ENACTING DIVISION 10 OF ARTICLE IV OF CHAPTER 5 OF THE COMMERCE CITY REVISED MUNICIPAL CODE TO PROVIDE FOR THE ADOPTION OF THE 2012 EDITION OF THE INTERNATIONAL FIRE CODE, INCLUDING APPENDIX CHAPTERS B, C, D, E, F, G, H, I, AND J AND ALL STANDARDS CONTAINED IN SUCH CODE AND APPENDIX CHAPTERS, AS AMENDED HEREIN; PROVIDING FOR THE ISSUANCE OF PERMITS AND COLLECTION

OF FEES THEREUNDER; AND PROVIDING FOR PENALTIES AND CIVIL REMEDIES FOR VIOLATION OF THE PROVISIONS OF SAID CODE AND THIS ORDINANCE

A motion was made by Council Member Elliott, seconded by Council Member Carson, that this ordinance be introduced by council as seated and approved on first reading. VOTE:

Aye: 7 - Mayor Ford, Council Member Carson, Council Member Teter, Mayor Pro Tem Bullock, Council Member Elliott, Council Member Douglas and Council Member Diaz

Excused: 2 - Council Member McEldowney and Council Member Amador

[Ord 2092](#)

AN ORDINANCE REPEALING DIVISION 8 OF ARTICLE IV OF CHAPTER 5 OF THE COMMERCE CITY REVISED MUNICIPAL CODE; ENACTING DIVISION 8 OF ARTICLE IV OF CHAPTER 5 OF THE COMMERCE CITY REVISED MUNICIPAL CODE, ENTITLED "INTERNATIONAL FUEL GAS CODE," TO PROVIDE FOR THE ADOPTION OF THE 2012 EDITION OF THE INTERNATIONAL FUEL GAS CODE AND APPENDIX CHAPTERS A, B, C, AND D, AS AMENDED, GOVERNING FUEL GAS SYSTEMS AND GAS FIRED APPLIANCES; PROVIDING FOR THE ISSUANCE OF, AND COLLECTION OF FEES FOR, PERMITS UNDER THE 2012 INTERNATIONAL FUEL GAS CODE; AND PROVIDING FOR PENALTIES AND CIVIL REMEDIES FOR VIOLATION OF THE PROVISIONS OF SAID CODE, APPENDIX CHAPTERS A, B, C, AND D, AND THIS ORDINANCE

A motion was made by Mayor Pro Tem Bullock, seconded by Council Member Teter, that this ordinance be introduced by council as seated and approved on first reading. VOTE:

Aye: 7 - Mayor Ford, Council Member Carson, Council Member Teter, Mayor Pro Tem Bullock, Council Member Elliott, Council Member Douglas and Council Member Diaz

Excused: 2 - Council Member McEldowney and Council Member Amador

[Ord 2093](#)

AN ORDINANCE REPEALING DIVISION 7 OF ARTICLE IV OF CHAPTER 5 OF THE COMMERCE CITY REVISED MUNICIPAL CODE; ENACTING DIVISION 7 OF ARTICLE IV OF CHAPTER 5 OF THE COMMERCE CITY REVISED MUNICIPAL CODE TO PROVIDE FOR THE ADOPTION OF THE 2012 EDITION OF THE INTERNATIONAL MECHANICAL CODE, INCLUDING APPENDIX CHAPTER A AND ALL STANDARDS CONTAINED IN SUCH CODE AND APPENDIX, AS SUCH CODE AND APPENDIX ARE AMENDED HEREIN; PROVIDING FOR THE ISSUANCE OF PERMITS AND COLLECTION OF FEES THEREUNDER; AND PROVIDING FOR PENALTIES AND CIVIL REMEDIES FOR VIOLATION OF THE PROVISIONS OF SAID CODE AND THIS ORDINANCE

A motion was made by Council Member Teter, seconded by Council Member

Douglas, that this ordinance be introduced by council as seated and approved on first reading. VOTE:

Aye: 7 - Mayor Ford, Council Member Carson, Council Member Teter, Mayor Pro Tem Bullock, Council Member Elliott, Council Member Douglas and Council Member Diaz

Excused: 2 - Council Member McEldowney and Council Member Amador

[Ord 2094](#)

AN ORDINANCE REPEALING DIVISION 6 OF ARTICLE IV OF CHAPTER 5 OF THE COMMERCE CITY REVISED MUNICIPAL CODE; ENACTING DIVISION 6 OF ARTICLE IV OF CHAPTER 5 OF THE COMMERCE CITY REVISED MUNICIPAL CODE TO PROVIDE FOR THE ADOPTION OF THE 2012 EDITION OF THE INTERNATIONAL PLUMBING CODE, INCLUDING APPENDIX CHAPTERS B, C, D, E, AND F, AND ALL STANDARDS CONTAINED IN SUCH CODE AND APPENDIX CHAPTERS, AND THE 2012 EDITION OF THE INTERNATIONAL PRIVATE SEWAGE DISPOSAL CODE, INCLUDING ALL STANDARDS CONTAINED IN SUCH CODE, AS THOSE CODES AND APPENDICES ARE AMENDED HEREIN; PROVIDING FOR THE ISSUANCE OF PERMITS AND COLLECTION OF FEES THEREUNDER; AND PROVIDING FOR PENALTIES AND CIVIL REMEDIES FOR VIOLATION OF THE PROVISIONS OF SAID CODES AND THIS ORDINANCE

A motion was made by Council Member Diaz, seconded by Council Member Teter, that this ordinance be introduced by council as seated and approved on first reading. VOTE:

Aye: 7 - Mayor Ford, Council Member Carson, Council Member Teter, Mayor Pro Tem Bullock, Council Member Elliott, Council Member Douglas and Council Member Diaz

Excused: 2 - Council Member McEldowney and Council Member Amador

[Ord 2095](#)

AN ORDINANCE REPEALING DIVISION 9 OF ARTICLE IV OF CHAPTER 5 OF THE COMMERCE CITY REVISED MUNICIPAL CODE; ENACTING DIVISION 9 OF ARTICLE IV OF CHAPTER 5 OF THE COMMERCE CITY REVISED MUNICIPAL CODE, ENTITLED "INTERNATIONAL ENERGY CONSERVATION CODE," TO PROVIDE FOR THE ADOPTION OF THE 2012 EDITION OF THE INTERNATIONAL ENERGY CONSERVATION CODE, AS AMENDED; PROVIDING FOR THE ISSUANCE OF, AND COLLECTION OF FEES FOR, PERMITS UNDER THE 2012 INTERNATIONAL ENERGY CONSERVATION CODE; AND PROVIDING FOR PENALTIES AND CIVIL REMEDIES FOR VIOLATION OF THE PROVISIONS OF SAID CODE AND THIS ORDINANCE

A motion was made by Council Member Douglas, seconded by Council Member Carson, that this ordinance be introduced by council as seated and approved on first reading. VOTE:

Aye: 7 - Mayor Ford, Council Member Carson, Council Member Teter, Mayor Pro Tem Bullock, Council Member Elliott, Council Member Douglas and Council Member Diaz

Excused: 2 - Council Member McEldowney and Council Member Amador

[Ord 2096](#)

AN ORDINANCE AMENDING SECTION 5-4500 OF THE COMMERCE CITY REVISED MUNICIPAL CODE TO PROVIDE FOR THE ADOPTION BY THE CITY COUNCIL OF THE CITY OF COMMERCE CITY OF THE 2014 NATIONAL ELECTRIC CODE

A motion was made by Council Member Elliott, seconded by Mayor Pro Tem Bullock, that this ordinance be introduced by council as seated and approved on first reading. VOTE:

Aye: 7 - Mayor Ford, Council Member Carson, Council Member Teter, Mayor Pro Tem Bullock, Council Member Elliott, Council Member Douglas and Council Member Diaz

Excused: 2 - Council Member McEldowney and Council Member Amador

[Ord 2097](#)

AN ORDINANCE REPEALING DIVISION 4 OF ARTICLE IV OF CHAPTER 5 OF THE COMMERCE CITY REVISED MUNICIPAL CODE; ENACTING DIVISION 4 OF ARTICLE IV OF CHAPTER 5 OF THE COMMERCE CITY REVISED MUNICIPAL CODE TO PROVIDE FOR THE ADOPTION OF THE 2012 EDITION OF THE INTERNATIONAL PROPERTY MAINTENANCE CODE, INCLUDING APPENDIX CHAPTER A AND ALL STANDARDS CONTAINED IN SUCH CODE AND APPENDIX, AS SUCH CODE AND APPENDIX ARE AMENDED HEREIN; PROVIDING FOR THE ISSUANCE OF PERMITS AND THE COLLECTION OF FEES THEREUNDER; AND PROVIDING FOR PENALTIES AND CIVIL REMEDIES FOR VIOLATION OF THE PROVISIONS OF SUCH CODE AND THIS ORDINANCE

A motion was made by Mayor Pro Tem Bullock, seconded by Council Member Diaz, that this ordinance be introduced by council as seated and approved on first reading. VOTE:

Aye: 7 - Mayor Ford, Council Member Carson, Council Member Teter, Mayor Pro Tem Bullock, Council Member Elliott, Council Member Douglas and Council Member Diaz

Excused: 2 - Council Member McEldowney and Council Member Amador

[Ord 2098](#)

AN ORDINANCE REPEALING ARTICLES XIV, XV, AND XVI OF CHAPTER 5 OF THE COMMERCE CITY REVISED MUNICIPAL CODE GOVERNING ELEVATORS AND ESCALATORS, PLATFORM AND CHAIR WAY LIFTS, AND THE PERFORMANCE CODE FOR BUILDINGS AND FACILITIES, RESPECTIVELY

A motion was made by Council Member Carson, seconded by Council Member Elliott, that this ordinance be introduced by council as seated and approved on first reading. VOTE:

Aye: 7 - Mayor Ford, Council Member Carson, Council Member Teter, Mayor Pro Tem Bullock, Council Member Elliott, Council Member Douglas and Council Member Diaz

Excused: 2 - Council Member McEldowney and Council Member Amador

10. Presentations

[Pres 16-95](#)

Capital Program Update

Program Director Scott Hergenrader stated that this is the 9th quarterly update for the 2K program. The program is tracking a \$137 million gross budget that includes all the projects as well as management reserves, or program contingencies. The first debt of \$78 million dollars was issued the summer of 2014, and the next issuance is expected mid-year. Other funding sources of approximately \$6.9 million in grant funding is in addition to the \$137 million and to date, the city has expended roughly \$20 million. On the revenue side, in 2014 and 2015 the receipts have been approximately \$10 to \$11 million per year. Two projects are complete: outdoor pool and Fronterra Neighborhood Park. Tower Road, the new recreation center, Turnberry Park, and Villages at Buffalo Run East Neighborhood Park projects are well under way. On the CIP front, the RTD North Metro Station Area Improvements is in the pre-design phase, along with Tower Road/Pena Boulevard ramp.

[Pres 16-96](#)

2016 Q1 Work Plan Update

City Manager McBroom provided council with highlights from the first quarter of staff's work plan. Some of the highlights include: grand openings of three businesses, 155 attendees at the Small Business Appreciation Breakfast, 33 economic development prospect inquiries, approval of two marijuana business licenses, the city's workers compensation insurance company issued a dividend check back to the city, kick off of a new safety program, and the street sweeping program is underway.

11. Administrative Council Business

Council Member Douglas asked about storm drain covers and lighting around Frontier Park, for a copy of the speed study done last year at 72nd Place and Old Quebec, and a discussion regarding the high bid submittals for Chambers Trail.

12. Reports

City Manager McBroom provided highlights from his weekly report emailed to council earlier.

Mayor Ford and council reported on their attendance at various meetings and events.

Council Member Elliott expressed her desire to become a Rotarian.

A motion was made by Mayor Pro Tem Bullock, seconded by Council Member Diaz, for the city to financially support Council Member Elliott as a Rotarian.

VOTE: 7 aye, 2 excused (McEldowney, Amador)

13. Adjourn

The meeting adjourned at 9:59 pm.

In accord with the city charter, the city attorney read the title to all ordinances and resolutions adopted by council at this meeting.

Respectfully Submitted By:

Laura J. Bauer, City Clerk