



Commerce City

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

Meeting Agenda - Final-revised City Council

Monday, February 6, 2023

6:00 PM

Council Chambers, 7887 E 60th Ave, Commerce City, CO 80022. The meeting will also be conducted in a hybrid format via Zoom.

Registration link:
https://c3gov.zoom.us/webinar/register/WN_mNX245DTTxK_Cp-PGNTFqA

Regular Meeting

1. **Call to Order/Roll Call - 6:00 PM**

2. **Pledge of Allegiance**

3. **Citizen Communication**

[23-016](#)

Citizen Communication - City Council will conduct this meeting in person at the Commerce City Civic Center, 7887 E 60th Ave, Commerce City, CO 80022. 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 in person, via Zoom, or in advance through mail or email. 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 via Zoom or submit written comments is noon on Monday, February 6, 2023.

4. **Proclamations and Recognitions - 6:30 PM**

[Proc 23-22](#)

Proclamation Declaring February 2023 as Black History Month in Commerce City, Colorado

Attachments: [Council Communication](#)
[Proclamation](#)

5. **Presentations - 6:35 PM**

[Pres 23-084](#) Suncor and Oil & Gas Updates

Attachments: [Council Communication](#)
[Presentation](#)
[Refinery Wide Exceedances](#)
[Refinery Wide Exceedances - Update 1](#)
[Refinery Wide Exceedances - Update 2](#)
[Colorado Environmental Spills or Releases Reporting](#)

6. Consent Agenda - 6:50 PM

[Min 23-039](#) Minutes of the December 5, 2022 Regular Meeting

Attachments: [Minutes](#)

[Min 23-037](#) Minutes of the December 19, 2022 Regular Meeting

Attachments: [Minutes](#)

[Min 23-038](#) Minutes of the January 9, 2023 Special Meeting

Attachments: [Minutes](#)

[Min 23-040](#) Minutes of the January 23, 2023 Special Meeting

Attachments: [Minutes](#)

[Res 2023-003](#) A RESOLUTION AUTHORIZING THE CONTRACT FOR OWNERS REPRESENTATIVE FOR CITY FACILITIES CAPITAL IMPROVEMENT PROJECT TO WEMBER, INC.

Attachments: [Council Communication](#)
[Resolution 2023-003](#)
[Agreement](#)
[Request for Proposals Document](#)

[Res 2023-007](#) A RESOLUTION AUTHORIZING AWARD OF A CONTRACT FOR E. 72ND AVE & QUEBEC PARKWAY UNDERPASS IMPROVEMENT PROJECT TO HALLMARK, INC.

Attachments: [Council Communication](#)
[Resolution 2023-007](#)
[Contract](#)
[Specifications \(Attachment A1\)](#)

[Res
2023-008](#)

A RESOLUTION ESTABLISHING A STANDING ENVIRONMENTAL
POLICY ADVISORY COMMITTEE

Attachments: [Council Communication](#)
[Resolution 2023-008](#)
[Resolution 2021-38](#)

[Res
2023-010](#)

A RESOLUTION TO AWARD LEASE CONTRACT FOR CONCESSION
MANAGEMENT AT PIONEER PARK TO M & M & THINGS.

Attachments: [Council Communication](#)
[Resolution 2023-010](#)
[Concessions Agreement](#)
[Sole Source Justification](#)

[Res
2023-013](#)

A RESOLUTION AMENDING RESOLUTION 2022-15 AND AUTHORIZING
THE SELECTION OF MICHAEL BAKER INTERNATIONAL, INC. FOR
THE AMENDED DESIGN AND PRECONSTRUCTION SERVICES FOR
THE WIDENING OF COLORADO BOULEVARD PROJECT

Attachments: [Council Communication](#)
[Resolution 2023-013](#)
[Contract Amendment](#)
[Presentation](#)
[Project Map](#)
[Resolution 2022-15 and Supporting Documentation](#)

[Res
2023-015](#)

A RESOLUTION APPOINTING MEMBERS TO DESIGNATED BOARDS
AND COMMISSIONS OF THE CITY OF COMMERCE CITY

Attachments: [Council Communication](#)
[Resolution 2023-015](#)
[Q1 2023 Applications](#)

[Ord 2451](#) SECOND AND FINAL READING OF AN ORDINANCE AMENDING THE 2023 BUDGET OF THE CITY OF COMMERCE CITY, COLORADO, BY APPROPRIATING A PORTION OF THE UNENCUMBERED FUND BALANCE OF THE FLEET MANAGEMENT FUND AND TRANSFERRING PORTIONS OF THE UNENCUMBERED FUND BALANCES IN THE POLICE FORFEITURE - FEDERAL AND POLICE FORFEITURE - STATE FUNDS TO THE FLEET MANAGEMENT FUND TO BE USED FOR THE PURCHASE OF A BEARCAT FOR A TOTAL AMOUNT OF \$280,000 AND AUTHORIZING THE EXPENDITURE THEREOF

Attachments: [Council Communication](#)

[Ordinance 2451](#)

[Ord 2456](#) SECOND AND FINAL READING OF AN ORDINANCE AMENDING THE 2023 BUDGET OF THE CITY OF COMMERCE CITY, COLORADO BY THE RECOGNITION OF THE ADAMS COUNTY OPEN SPACE GRANT FOR FAIRFAX PARK IMPROVEMENTS IN THE AMOUNT OF \$700,000 AND THE AUTHORIZATION OF THE EXPENDITURE THEREOF.

Attachments: [Council Communication](#)

[Ordinance 2456](#)

[Ord 2457](#) SECOND AND FINAL READING OF AN ORDINANCE AMENDING THE 2023 BUDGET OF THE CITY OF COMMERCE CITY, COLORADO BY THE RECOGNITION OF THE ADAMS COUNTY OPEN SPACE GRANT FOR STAMPEDE PARK IMPROVEMENTS IN THE AMOUNT OF \$375,000 AND THE AUTHORIZATION OF THE EXPENDITURE THEREOF.

Attachments: [Council Communication](#)

[Ordinance 2457](#)

[Ord 2459](#) SECOND AND FINAL READING OF AN ORDINANCE AMENDING THE 2023 BUDGET OF THE CITY OF COMMERCE CITY, COLORADO, BY APPROPRIATING A PORTION OF THE UNENCUMBERED FUND BALANCE OF THE GENERAL FUND AND TRANSFERRING TO DESIGNATED FUNDS PORTIONS OF THE UNENCUMBERED FUND BALANCE IN THE GENERAL FUND FOR A TOTAL AMOUNT OF \$1,353,241 TO BE USED FOR COSTS ASSOCIATED WITH MYC3 PROGRAMMING AND AUTHORIZING THE EXPENDITURE THEREOF

Attachments: [Council Communication](#)

[Ordinance 2459](#)

[Appropriations Ordinance Detail](#)

7. Public Hearings - 6:55 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 in advance via email or regular 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, February 6, 2023. Please contact the City Clerk to request paper copies of materials.

[Res
2023-011](#)

A RESOLUTION APPROVING SECOND CREEK VILLAGE, AMENDMENT NO. 6 FINAL SUBDIVISION PLAT TO CREATE THREE LOTS FROM TWO EXISTING LOTS, CONSISTING OF 2.4 ACRES, LOCATED GENERALLY AT THE NORTHEAST CORNER OF CHAMBERS ROAD AND EAST 104TH AVENUE

Attachments: [Council Communication](#)
[Resolution 2023-011](#)
[Staff Report](#)
[Staff Presentation](#)
[Vicinity Map](#)
[Second Creek Village Amendment 6 Plat](#)
[South Adams County Fire Department Comments](#)
[Xcel Energy Comments](#)
[Public Works Comments](#)
[GIS Approved - Rename](#)
[Planning Commission Minutes](#)

[Z-945-17-19-20-21-22](#) FIRST READING OF AN ORDINANCE APPROVING THE NEXUS NORTH AT DIA PUD ZONE DOCUMENT AMENDMENT NO. 3 TO PERMIT ADDITIONAL LAND USES AND MODIFY BULK STANDARDS FOR THE PROPERTY GENERALLY LOCATED AT THE SOUTHEAST CORNER OF EAST 88TH AVENUE AND BUCKLEY ROAD

Attachments: [Council Communication](#)
[Ordinance Z-945-17-19-20-21-22](#)
[Exhibit A](#)
[Staff Report](#)
[Vicinity Map](#)
[Applicant Narrative](#)
[Nexus North DIA PUD Amendment No. 2](#)
[Nexus North DIA PUD Amendment No. 3](#)
[Concept Plan](#)
[Development Review Team Comment Letters](#)
[Sign Posting](#)
[Planning Commission Minutes](#)
[Staff Presentation](#)
[Mailing Notice](#)
[Proof of Publication](#)

[Ord 2461](#) FIRST READING OF AN ORDINANCE ESTABLISHING NEW BOUNDARIES FOR EACH OF THE FOUR WARDS OF THE CITY OF COMMERCE CITY, COLORADO

Attachments: [Council Communication](#)
[Ordinance 2461](#)
[Current Wards - Details and Summary](#)
[Plan 1 - Details and Summary](#)
[Plan 2 - Details and Summary](#)
[Plan 3 - Details and Summary](#)
[Plan 4 - Details and Summary](#)
[Plan 5 - Details and Summary](#)
[2022-2023 Redistricting Plan](#)
[CML - Redistricting - A Municipal Perspective Presentation](#)
[Presentation - Abridged](#)

8. Ordinances on 1st Reading - 8:25 PM[Ord 2390](#)

FIRST READING OF AN ORDINANCE AMENDING THE LAND DEVELOPMENT CODE OF THE CITY OF COMMERCE CITY BY UPDATING THE ROAD IMPACT FEES BASED OFF RECENT STUDIES OF THE SAME

Attachments: [Council Communication](#)

[Ordinance 2390](#)

[Council Presentation April 2022](#)

[Council Presentation October 2022](#)

[Council Presentation January 2023](#)

[Directory of Fees](#)

[Final Road Impact Fee Report](#)

[Ord 2391](#)

FIRST READING OF AN ORDINANCE AMENDING THE LAND DEVELOPMENT CODE OF THE CITY OF COMMERCE CITY BY UPDATING THE DRAINAGE FEES BASED OFF RECENT STUDIES OF THE SAME

Attachments: [Council Communication](#)

[Ordinance 2391](#)

[Council Presentation April 2022](#)

[Council Presentation October 2022](#)

[Council Presentation January 2023](#)

[Directory of Fees](#)

[Drainage Impact Fee Study Updated Report](#)

[Drainage Impact Fee Basins](#)

[Ord 2460](#) FIRST READING OF AN ORDINANCE AMENDING ARTICLE II OF CHAPTER 3 OF THE COMMERCE CITY REVISED MUNICIPAL CODE TO FIX ERRORS CREATED BY AMENDMENTS THAT INADVERTENTLY OMITTED FINES FOR CERTAIN CODE VIOLATIONS AND RE-ENACTS PENALTIES ASSOCIATED WITH OIL AND GAS OPERATIONS, WEEDS, AND PROPERTY MAINTENANCE VIOLATIONS

Attachments: [Council Communication](#)
[Ordinance 2460](#)
[Ordinance 2460 - Optional Emergency Version](#)
[Exhibit A to Ordinance 2460](#)
[Ordinance 1848](#)
[Ordinance 2266](#)
[Ordinance 2268](#)
[Ordinance 2341](#)

9. Administrative Council Business - 8:45 PM

[23-014](#) Healing Hearts Benefit 2023 - A Special 40th Anniversary Celebration

Attachments: [Council Communication](#)
[Sponsorship Funding Request Form](#)

10. Council Reports - 8:50 PM

11. Executive Session - 9:00 PM

[23-05](#) An executive session of the City Council pursuant to C.R.S. sec. 24-6-402(4)(a) for the purpose of discussing the purchase of improved real property for multiple uses including offices, materials and equipment storage, and land for passive recreation uses, and also pursuant to C.R.S. 24-6-402(4)(e) for determining positions relative to matters that may be subject to negotiations, developing strategies for negotiations, and instructing negotiators, specifically with regard to the acquisition of said real property.

[23-04](#) An executive session of the City Council pursuant to C.R.S. 24-6-402(4)(f) (l) for the discussion of personnel matters, specifically to conduct a formulary session to establish performance standards and the manner of performance evaluations of the City Manager.

[23-012](#) An executive session of the City Council and staff, pursuant to C.R.S. 24-6-402(4)(f) & (g) for the purposes of discussing personnel matters specifically related to the recruitment of a City Attorney.

12. Adjourn - 10:30 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 the meeting.