



# Commerce City

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

## Meeting Agenda - Final-revised City Council

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Monday, March 15, 2021

6:00 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](https://c3gov.com/video)

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Revised as of 3/15/2021

Regular Meeting via Zoom

Per Ordinance 2291 the City Manager is authorized to conduct this meeting via Zoom

1. **Call to Order/Roll Call**

2. **Pledge of Allegiance**

3. **Executive Session**

[21-20](#)

An executive session pursuant to C.R.S. 24-6-402(4)(b) for the purposes of receiving legal advice concerning potential litigation. The City Council may take public action following the executive session.

4. **Citizen Communication**

[21-37](#)

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](https://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 March 15.

5. **Presentations**

[Pres 21-160](#) COVID-19 Update

6. **Consent Agenda**

[Min 21-48](#) Minutes of March 1, 2021

**Attachments:** [Minutes](#)

[Min 21-49](#) Minutes of the March 8, 2021 Special Meeting

**Attachments:** [Minutes](#)

[Ord 2320](#) AN ORDINANCE AMENDING ORDINANCE 2300 TO EXTEND THE TEMPORARY RESTRICTIONS ON FEES THAT CAN BE CHARGED FOR THIRD-PARTY FOOD DELIVERY SERVICES IN THE CITY OF COMMERCE CITY, COLORADO

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

[Ordinance - Final](#)

[Ordinance](#)

[Res 2021-10](#) RESOLUTION AUTHORIZING AWARD OF CONTRACT FOR LICENSING, LAND USE AND PERMITTING ENTERPRISE MANAGEMENT SOFTWARE SOLUTION TO CENTRALSQUARE TECHNOLOGIES, LLC

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

[Resolution](#)

[Res 2021-15](#) RESOLUTION APPROVING CONVEYANCE OF DEED OF CONSERVATION EASEMENT FROM ADAMS COUNTY TO THE CITY OF COMMERCE CITY

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

[Resolution](#)

[Deed of Conservation Easement](#)

[Res 2021-17](#) RESOLUTION AUTHORIZING EXECUTION OF INTERGOVERNMENTAL AGREEMENT BY AND BETWEEN THE CITY OF COMMERCE CITY AND THE COLORADO DEPARTMENT OF TRANSPORTATION FOR 88TH AVENUE WIDENING PROJECT

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

[Resolution](#)

[Intergovernmental Agreement](#)

[Res 2021-19](#) RESOLUTION AUTHORIZING INCREASED EXPENDITURES UNDER SIERRA LANDSCAPING AND MAINTENANCE CONTRACT AND RATIFYING AMENDMENTS TO CONTRACT

**Attachments:** [Council Communication](#)  
[Resolution](#)  
[Agreement 2019](#)  
[Agreement 2020](#)  
[Agreement 2021](#)  
[Memo](#)

[Res 2021-20](#) A RESOLUTION APPROVING AMENDMENTS TO SECTION 5.2 OF THE CITY OF COMMERCE CITY EMPLOYEE POLICIES REGARDING GENERAL LEAVE

**Attachments:** [Council Communication](#)  
[Resolution](#)  
[Exhibit A - Amended Section 5.2](#)  
[Presentation](#)  
[Employee Guidance - Paid Sick Leave](#)

## 7. Resolutions

[Res 2021-11](#) RESOLUTION AUTHORIZING THE SUBMISSION OF THE CONSOLIDATED ANNUAL PERFORMANCE AND EVALUATION REPORT (CAPER) FOR THE 2019 COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM YEAR

**Attachments:** [Council Communication](#)  
[Resolution](#)  
[Presentation](#)  
[Commerce City 2019 CAPER Draft](#)  
[CDBG Financial Summary Report](#)

[Res 2021-18](#) RESOLUTION AUTHORIZING GRANT OF PERMANENT EASEMENTS, CONSTRUCTION LEASE, AND EASEMENT HOLDER'S CONSENT TO METRO WASTEWATER RECLAMATION DISTRICT FOR THE CONSTRUCTION AND OPERATION OF THE SECOND CREEK INTERCEPTOR PROJECT

**Attachments:** [Council Communication](#)  
[Resolution](#)  
[Exhibit A to Res 2021-18 - Pipeline Easement](#)  
[Exhibit B to Res 2021-18 - Access Easement](#)  
[Exhibit C to Res. 2021-18 - Lease for Construction](#)  
[Exhibit D to Res 2021-18 - Easement Holder's Consent](#)  
[Aerial View of Easements and Lease](#)  
[Conditional Use Permit CU-123-20](#)  
[IGA - Second Creek Interceptor](#)

## 8. Ordinances on 1st Reading

[Ord 2323](#) AN ORDINANCE AMENDING THE 2021 BUDGET OF THE CITY OF COMMERCE CITY, COLORADO BY THE RECOGNITION OF THE ADAMS COUNTY OPEN SPACE GRANT FUNDS IN THE AMOUNT OF \$92,500 FOR THE TURNBERRY PARK SKATE SPOT PROJECT AND THE AUTHORIZATION OF THE EXPENDITURE THEREOF.

**Attachments:** [Council Communication](#)  
[Ordinance](#)  
[Turnberry Park Skate Spot](#)

[Ord 2324](#) AN ORDINANCE AMENDING THE 2021 BUDGET OF THE CITY OF COMMERCE CITY, COLORADO BY APPROPRIATING \$301,900 FROM THE GENERAL FUND TO COVER EXPENSES RELATED TO THE ENVIRONMENTAL CONSULTING SERVICES CONTRACT AND AUTHORIZATION OF THE EXPENDITURE THEREOF.

**Attachments:** [Council Communication](#)  
[Ordinance](#)

[Ord 2268](#)

AN ORDINANCE AMENDING SECTIONS 3-2304 AND 6-2012, CONSOLIDATING SECTIONS 6-2012 AND 6-2013, AND REPEALING AND SAVING SECTION 6-2013 OF THE COMMERCE CITY REVISED MUNICIPAL CODE TO MODIFY RESPONSIBILITIES AND STANDARDS FOR THE MAINTENANCE OF WEEDS AND GRASSES AND INCREASING PENALTIES FOR NONCOMPLIANCE

**Attachments:** [Council Communication](#)  
[Ordinance](#)  
[Presentation](#)  
[Exhibit A - Sec. 3-2304 Penalties](#)  
[Exhibit B - Sec. 6-2012 Weeds and Vegetation](#)  
[Revised Sec. 3-2304 Penalties \(Reference\)](#)  
[Revised Sec. 6-2012 Weeds and vegetation \(Reference\)](#)  
[City Noxious Weed Management Plan](#)  
[October 14, 2019 Study Session Presentation](#)  
[May 13, 2019 Study Session Presentation](#)  
[Large Tract Owner Response Letters](#)  
[Written Comments](#)  
[May 4, 2020 Presentation](#)  
[June 1, 2020 Presentation](#)  
[July 6, 2020 Presentation](#)  
[January 25, 2021 Presentation](#)

## 9. Ordinances on 2nd Reading

[Ord 2325](#)

AN ORDINANCE AMENDING THE 2021 BUDGET OF THE CITY OF COMMERCE CITY, COLORADO BY APPROPRIATING PORTIONS OF THE UNENCUMBERED FUND BALANCE OF THE GENERAL FUND IN THE AMOUNT OF \$139,185 FOR SHARED COSTS ASSOCIATED WITH AEROTROPOLIS REGIONAL COMMITTEE MARKETING STRATEGY DEVELOPMENT - PHASE III AND AUTHORIZATION OF THE EXPENDITURE THEREOF.

**Attachments:** [Council Communication](#)  
[Ordinance - Final](#)  
[Ordinance](#)

[Ord 2266](#)

AN ORDINANCE RELATING TO THE REGULATION AND ENFORCEMENT OF OIL AND GAS DEVELOPMENT BY AMENDING THE COMMERCE CITY REVISED MUNICIPAL CODE, INCLUDING SECTION 3-2304 AND ARTICLES III, V, VI, AND XI OF THE COMMERCE CITY LAND DEVELOPMENT CODE, REPEALING AND RESERVING SECTION 21-3216 OF THE LAND DEVELOPMENT CODE, ENACTING A NEW SECTION 21-3235 OF THE LAND DEVELOPMENT CODE, APPROVING AND IMPLEMENTING A BEST MANAGEMENT PRACTICES DOCUMENT, AND ESTABLISHING RELATED PENALTIES AND PROCEDURES

**Attachments:**[Council Communication \(Second Reading\)](#)[Ord 2266 \(Approved on First Reading\)](#)[Council Communication \(First Reading\)](#)[Ord 2266 \(Pre-Amended First Reading\)](#)[Minor Staff Changes \(Pre-Amended First Reading\)](#)[PASSED 2/11/21 - Proposed Amendment 1 to Ordinance 2266 \(School Facility\)](#)[PASSED 2/11/21 - Proposed Amendment 2 to Ordinance 2266 \(Noise Regulation\)](#)[PASSED 2/11/21 - Proposed Amendment 3 to Ordinance 2266 \(Community Outlets\)](#)[PASSED 2/11/21 - Proposed Amendment 4 to Ordinance 2266 \(Location Pictures\)](#)[NOT PASSED 2/11/21 - Proposed Amendment 5 to Ordinance 2266 \(PC Records\)](#)[NOT INTRODUCED Council Member Noble Proposed Amendment 1 \(First Reading\)](#)[NOT INTRODUCED Council Member Noble Proposed Amendment 2 \(First Reading\)](#)[Redline Exhibits \(A,B,C,D,E,F,H\) \(as proposed\)](#)[Staff Report - PC](#)[Planning Commission Letter - Findings of Fact](#)[Presentation ORD 2266](#)[Overview of Changes – Oil and Gas LDC Updates from November 2019 to January 2021](#)[Resources - Publications Reviewed](#)[Written Comments \(First Reading\) - Received as of 2/11/2021](#)[Written Comments \(Second Reading\) - Received as of 3/15/2021](#)[Council Member Noble Proposed Amendment 1 \(Second Reading\) - Setbacks](#)[Council Member Noble Proposed Amendment 2 \(Second Reading\) - Setback for](#)[Council Member Noble Proposed Amendment 3 \(Second Reading\) - Financial A](#)[Council Member Noble Supplemental Materials](#)

## 10. Administrative Council Business

[21-38](#)

Ratification of the Mayor's Signature on the Letter in Support of the American Dream and Promise Act

Attachments: [Council Communication](#)

**11. Council Reports**

**12. Executive Session**

[21-21](#)

An executive session of the City Council and City Attorney, pursuant to CRS 24-6-402(4)(f), for the purpose of discussion of the annual evaluation of the city attorney. The City Council may take public action following this executive session.

**13. Adjourn**

*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.*