



1000 Englewood Pkwy – Community Room  
Englewood, CO 80110

## AGENDA

City Council Study Session  
Monday, Feb. 8, 2016 ♦ 6:00 p.m.

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### City Council Dinner Available at 5:30 p.m.

- I. **Permitted hours of construction activity, use of public right-of-way, and other construction activities 6:00 – 6:40 p.m.**
- II. **Urban Drainage and Flood Control Dry Gulch Study Next Steps 6:40 – 7:00 p.m.**  
Acting Public Works Director Dave Henderson and Engineer III Paul Weller will be present to discuss Urban Drainage and Flood Control.
- III. **Partial Alley Vacation and Easement Dedication Discussion for Acoma Lofts Development (alley east of 3400 S. Acoma St.) 7:00 – 7:15 p.m.**  
Acting Public Works Director Dave Henderson and Planner II Brook Bell will be present to discuss vacating a portion of the alley east of 3400 S. Acoma St.
- IV. **Council Goal Setting Session (Feasibility) 7:15 – 8:15 p.m.**
  - a. **2016 ART Shuttle MV Transportation contract and RTD/COE ART Shuttle cost sharing IGA**  
Senior Planner Harold Stitt will be present to discuss the ART Shuttle.
- V. **Council Member's Choice**
- VI. **City Manager's Choice**
- VII. **City Attorney's Choice**

## Chapter 2 - NOISE CONTROL

### 6-2-1: - Declaration of Policy.

It is found and declared that:

- A. The making and creation of excessive, unnecessary or unusually loud noises within the limits of the City is a condition which has existed for some time and the extent and volume of such noises is increasing;
- B. The making, creation or maintenance of such excessive, unnecessary, unnatural or unusually loud noises which are prolonged, unusual and unnatural in their time, place and use affect and are a detriment to public health, comfort, convenience, safety, welfare and prosperity of the residents of the City; and
- C. The necessity in the public interest for the provisions and prohibitions hereinafter contained and enacted, is declared as a matter of legislative determination and public policy, and it is further declared that the provisions and prohibitions hereinafter contained and enacted, are in pursuance of and for the purpose of securing and promoting the public health, comfort, convenience, safety, welfare and prosperity and the peace and quiet of the City and its inhabitants.

(Code 1985, § 6-2-1)

### 6-2-2: - Territorial Limits.

This Chapter shall apply to all property, both public and private, located within the corporate limits of the City.

(Code 1985, § 6-2-2)

### 6-2-3: - Definitions and Standards.

All technical terminology used in this Chapter, unless the context requires otherwise, shall be defined in accordance with the American National Standards Institute (ANSI) Publication S1.1-1960, Revised 1971, or successor publications of ANSI, or its successor bodies.

For the purpose of this Chapter, certain words and phrases used herein are defined as follows:

*A Weighted Sound Pressure Level:* The sound pressure level as measured with a sound level meter using the A weighting network. The standard unit notation is dB(A).

*Ambient Noise Level:* The sound pressure level of the all encompassing noise associated with a given environment, being usually a composite of sounds from many sources. The A weighted sound pressure level exceeded ninety percent (90%) of the time based on a one-hour period.

*Business District(s):* Any district zoned as B-1 and B-2 as defined in the Unified Development Code, as amended.

insertion into the system for which it is intended.

*Noise:* Any sound which is unwanted or which causes or tends to cause an adverse psychological or physiological effect on human beings.

*Person:* Any individual, firm or corporation or group of people.

*Plainly Audible:* Plainly audible shall mean that the information content of sound is unambiguously transferred to the auditor, such as, but not limited to, understanding of spoken speech, comprehension of raised or normal voices, or comprehension of musical rhythms.

*Property Boundary:* An imaginary line exterior to any enclosed structure, at the ground surface, which separates the real property owned by one (1) person from that owned by another person, and its vertical extension.

*Public Right-of-Way:* Any street, avenue, boulevard, highway, alley or public space which is owned or controlled by a public governmental entity.

*Residential District(s):* Any district zoned R-1-A, R-1-B, R-1-C, R-2-A, R-2-B and R-3-A, R-3-B, as defined in the Unified Development Code, as amended.

*Sound Amplifying Equipment:* Any machine or device used for the amplification of a human voice, music or any other sound, or by which the human voice, music or any other sound is amplified.

*Sound Level Meter:* An instrument or apparatus, including a microphone, an amplifier, an output meter and weighting networks for the measurement of sound pressure. The output meter reads sound pressure level when properly calibrated, and the instrument is of type two (2) or better, as specified in the American National Standards Institute Publication S1.4-1971, or successor publications.

*Sound Pressure Level:* Sound pressure level shall mean twenty (20) times the logarithm to the base 10 of the ratio of the root mean square pressure of a sound to the reference pressure, which is  $20 \times 10^{-6}$  Newtons per meter squared.

*Stationary Noise Source:* Any equipment or facility, fixed or movable, capable of emitting sound beyond the property boundary of the property on which it is used.

*Steady Noise:* The sound pressure level of a steady noise remains essentially constant during the period of observation, i.e., it does not vary more than 6 dB(A) when measured with the "slow" meter characteristic of a sound level meter.

*Unnecessary Noise:* Any excessive or unusually loud sound or any sound which disturbs the peace and quiet of any neighborhood or which does annoy, disturb, injure or endanger the comfort, repose, health, hearing, peace or safety of any person, or causes damage to property or business.

(Code 1985, § 6-2-3; Ord. 04-6)

6-2-4: - General Prohibition.

It shall be unlawful for any person to make, continue or cause to be made or continued any excessive, unnecessary or unusually loud noise or any noise which either annoys, disturbs, injures or endangers the comfort, repose, health, peace or safety of others within the limits of the City.

the hours of ten o'clock (10:00) P.M. of one day and seven o'clock (7:00) A.M. of the next day or operate or permit to be operated between the hours of seven o'clock (7:00) A.M. and ten o'clock (10:00) P.M. any such power equipment which emits a noise sound pressure level in excess of eighty (80) decibels in the A weighting network dB(A). Such power equipment shall include, but not be limited to, lawn mowers, garden tools, snow removal equipment, electric or chain saws or any other power equipment used for home or building repair or grounds maintenance. Noise sound pressure levels shall be measured at a distance of twenty five feet (25') from the noise source.

- H. *Commercial Power Equipment.* No person shall operate on any property within a residential or commercial district(s) or on any public way within a residential or commercial district(s) any power equipment rated more than five (5) horsepower, excluding construction equipment used for construction activities, such as but not limited to chain saws, pavement breakers, log chippers, riding tractors, powered hand tools, between the hours of ten o'clock (10:00) P.M. of one day and seven o'clock (7:00) A.M. of the next day or within residential, commercial or industrial noise districts between the hours of seven o'clock (7:00) A.M. and ten o'clock (10:00) P.M. which emits a noise level in excess of eighty eight (88) decibels, in the A weighting network dB(A). Noise sound pressure levels shall be measured at a distance of twenty five feet (25') from the noise source.
- I. *Vehicle Repairs and Testing.* The repairing, building, rebuilding or testing of any truck, automobile, motorcycle or other motor vehicle within the City shall be subject to the maximum permissible sound pressure level for the district in which the source is located.
- J. *Racing Events.* Operating or permitting to be operated any motor vehicle racing event at any place in such a manner as to cause disturbance, without first obtaining a permit.
- K. *Dynamic Braking Devices.* No person shall operate any motor vehicle with a dynamic braking device engaged which is not properly muffled.
- L. *Defect in Vehicle or Load.* The operating, or causing or permitting to be operated or used, any truck, automobile, motorcycle or other motor vehicle so out of repair, or so located in such a manner as to cause disturbance.
- M. *Animals and Fowls.* No person shall keep, have in his possession or harbor any animals which, by frequent or habitual howling, barking, meowing, squawking or other noise, shall cause disturbance. The provision of this subsection shall apply to all private or public facilities, including any animal pounds, which hold or treat animals.

(Code 1985, § 6-2-5)

*Footnotes:*

--- (1) ---

See also Section 11-1-5 of this Code.

--- (2) ---

See also Section 7-6B-5 of this Code.

## 6-2-6: - Quiet Zones.

The creation of any unnecessary noise is prohibited within the vicinity of any school, institution of learning, church or court while the same are in use or session, which unreasonably interferes with the workings of such institution or within the vicinity of any hospital, nursing home or home for the aged, or

The provisions of this Section shall not apply to motor vehicles operating on public rights of way; any bell or chime or any device for the production or reproduction of the sound of bells or chimes from any church, clock or school; the loading of any truck, domestic power equipment except as provided in Section 6-2-5G and commercial power equipment except as provided in Section 6-2-5H.

(Code 1985, § 6-2-8)

6-2-9: - Undue Hardships.

Applications for a permit for specific periods of time from relief from the provisions of this Chapter on the basis of undue hardship, may be made to the City Manager or his duly authorized representative. In granting such relief, consideration shall be made of the time of day, duration, loudness relative to the required limits, whether intermittent or continuous and the extensiveness of the noise, and whether it is technically and economically possible to bring such noise in conformance with this Chapter.

(Code 1985, § 6-2-9)

6-2-10: - Enforcement and Remedies.

- A. 1. Violations of any of the provisions of this Chapter shall be prosecuted in the same manner as other violations of the City Code; provided, however, that in the event of a violation of any of the provisions of this Chapter, a written notice of intention to prosecute may be given the alleged violator not less than five (5) calendar days prior to the issuance of a summons and complaint. No complaint shall be issued in the event the cause of the violation is removed, condition fully abated or fully corrected within said five (5) day period.
2. The provisions of the foregoing subsection A1 do not apply to the following subsections of this Chapter, violations of which can be cited without any prior notice of intention to prosecute: Section 6-2-5, A, B, C, D, L and M.
- B. As an additional remedy, for the operation or maintenance of any device, instrument, vehicle or machinery in violation of any provision hereof and which causes discomfort or annoyance to reasonable persons of normal sensitiveness or which endangers the comfort, repose, health or peace of residents in the area, shall be deemed, and is declared to be a public nuisance and may be subject to abatement summarily by a restraining order or injunction issued by a court of competent jurisdiction.

(Code 1985, § 6-2-10)

TO: Mayor Penn and Members of City Council

THROUGH: Eric Keck, City Manager

FROM: Michael Flaherty, Deputy City Manager

DATE: October 28, 2015

SUBJECT: Council Request 15-209 – Construction hours - code change

A City Council Member asked staff to research and consider the feasibility of reducing the hours that construction is allowed in residential areas from 6 am to 9 pm to 7 am to 8 pm.

Title 6, Chapter 2 of the Englewood Municipal Code establishes the policy for control of noise. Section 6-2-2.E regulates the times the construction activity may occur. The language of this code section is as follows:

*Construction Work.* The operating, or causing to be used or operated any equipment used in construction activities in any residential or commercial district between the hours of nine o'clock (9:00) P.M. of one day and six o'clock (6:00) A.M. of the following day. Construction projects shall be subject to the maximum permissible noise level specified for industrial districts for the periods within which construction is to be completed pursuant to any applicable building permit.

If Council desires to change this section of the code, they may do so by ordinance. If a change is proposed, it might be wise to notify licensed contractors of the intent to change allowed hours of work. In addition, Council may want to consider scheduling a public hearing.

The following information may be of interest to Council in your consideration of this matter.

Allowable construction times in other jurisdictions:

Aurora	7 am - 7 pm weekdays; 7 am - 5 pm weekends
Broomfield	7 am - 7 pm weekdays; 9 am - 6 pm weekends Holidays same hours but limited to interior construction
Centennial	7 am - 7 pm if within 300 feet of residential area. All other areas are not regulated.
Denver	7 am - 9 pm weekdays; 8 am - 5 pm weekends
Lakewood	6 am - 9 pm (May not use power equipment before 7 am)
Littleton	7 am - 9 pm
Lone Tree	7 am - 7 pm weekdays; 8 am - 6 pm weekends and state holidays. Interior construction limited to 7 am - 9 pm
Parker	7 am - 7 pm weekdays; 8 am - 7 pm Saturdays; 10 am - 7 pm Sundays and holidays
Thornton	6 am - 9 pm

Currently, when a complaint is received about construction noise, the Building Division will contact the contractor to try and correct the situation. If the noise continues the complaint is turned over to the Police Department. It should be noted that we rarely receive complaints related to construction noise.

The most recent noise complaint, which was the subject of Council Request 15-216, was alleged to have emanated from Swedish Medical Center. Although the source of the noise was not confirmed to have been related to the current construction at Swedish, the Facilities Manager stated that they limit most construction activity to not begin until 7 am out of concern for their patients. When questioned regarding their opinions on the possibility of a change in construction hours, the Facilities Manager stated that changing the construction hours to begin at 7 am was not going to be much of an impact but that 8 pm was too early since many of the projects at Swedish can only be done after normal hospital working hours.



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**TO:** City Council

**THROUGH:** Eric Keck, City Manager

**THROUGH:** Dave Henderson, Acting Director of Public Works

**FROM:** Paul Weller, Engineer III

**DATE:** February 1, 2016

**SUBJECT: Dry Gulch Alternative Selection**

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The Urban Drainage and Flood Control District (UDFCD) requires the City of Englewood to select one of the alternatives presented in the preliminary report for Dry Gulch prepared by the Matrix Design. With the selection of a design alternative, Matrix Design Group will proceed with the final Major Drainageway and Flood Hazard Delineation for Harvard Gulch and Dry Gulch and will also prepare a conceptual design of the selected alternative and refine the estimated construction cost.

Four alternatives were presented to Council on Tuesday, January 19<sup>th</sup>, 2016:

100 yr Pipe with Detention	\$ 16,876,527
100 yr Pipe <b>RECOMMENDED</b>	\$ 23,743,936
100 yr Open Channel with Detention	\$ 41,080,745
100 yr Open Channel	\$ 46,680,614

(Costs listed include construction, property acquisition and operations and maintenance costs for 50 years)

**The design consultant's Recommended Alternative is the 100 yr Pipe.** The Public Works staff supports the selection of this alternative as it has the next to lowest cost, does not require property acquisition and does not rely on detention provided by the City and County of Denver in the Wellshire Golf Course or detention in Romans Park.

The selection of the Recommended Alternative or any other of the presented alternatives does not obligate the City to construct all or part of the improvements. However, if construction is undertaken, UDFCD typically contributes 50% of the funding for construction.

Council will, at a later date, have the option of having the flood plain designated as a FEMA flood plain. Property within the floodplain will be subject to the requirements of Title 16, Chapter 4 of the Englewood Municipal Code.

Public Works staff will attend the February 8<sup>th</sup>, 2016 study session to discuss the selection of an alternative.

**TO:** City Council

**THROUGH:** Eric A. Keck, City Manager

**FROM:** Dave Henderson, Acting Director of Public Works  
Brook Bell, Planner II

**DATE:** February 1, 2016

**SUBJECT: ALLEY VACATION AND EASEMENT DEDICATION  
BROADWAY/ACOMA LOFTS PROJECT**

Medici Communities, proposed developer of the Acoma Redevelopment sites, has requested the vacation of a portion of the alley east of 3400 S. Acoma Street. In exchange, an easement will be dedicated to provide public access to 3400 S. Acoma Street.

To facilitate development, Public Works supports the vacation of the north 78.5 feet of the alley east of 3400 S. Acoma Street for the following reasons:

- The north end of the existing alley does not have physical access to Englewood Parkway.
- Access to Englewood Parkway is not recommended due to the proximity to Broadway, as well as safety concerns.
- An easement will be dedicated to the public providing access to S. Acoma Street.
- The developer will be responsible for constructing and maintaining the easement area.
- The developer will be responsible for relocating existing utilities in the vacated portion. Existing utilities include: storm sewer, sanitary sewer, phone, cable, gas, and electric.
- Englewood Utilities has approved conceptual plans for relocating sanitary, and storm lines.
- Private utilities are providing letters supporting the proposed relocations.
- Development of the site will be enhanced by permitting a building to be constructed over the vacated portion of the alley.

Public Works and Community Development staff will attend the February 8<sup>th</sup> Study Session to discuss this proposed vacation/dedication.

dh/attach (3)

Letter from developer requesting vacation  
Legal descriptions and exhibits  
Draft Site Plan

**WILSON  
& COMPANY**

1675 Broadway, Ste. 200  
Denver, CO 80202  
303-297-2976 phone  
303-297-2693 fax

Alaska  
Arizona  
California  
Colorado  
Kansas  
Louisiana  
Minnesota  
Missouri  
Nebraska  
New Mexico  
Texas  
Utah

September 17, 2015

City of Englewood  
Community Development Department  
1000 Englewood Parkway  
Englewood, CO 80110

Regarding: Letter of Intent to Vacate 18' wide Public Alley along lots 44-46 of the Englewood Addition (1413.18 sq ft)

To whom it may concern:

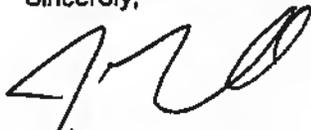
Medici Communities, on behalf of the Englewood Urban Renewal, would like to vacate approximately 78.51 feet of the existing alley just south of West Englewood Parkway; (see attached exhibit). The vacated alley would then become part of the Broadway/Alcoma Loft project. Simultaneously, the Englewood Urban Renewal would dedicate a 23 foot wide public access/utility easement; for continued use of the existing alley and relocation of the existing sanitary sewer line.

The Medici Communities design team is currently preparing preliminary reports and preliminary construction drawings. The approval of this request to vacate the above mentioned 18' alley is a crucial component to the overall development project.

The contact person for this request is:

Josh Russell  
Medici Communities  
2140 South Delaware Street, Suite 104  
Denver, CO 80223

Sincerely,



Josh Russell



## EXHIBIT A

A PARCEL OF LAND BEING A PORTION OF THE 18 FOOT WIDE PUBLIC ALLEY BETWEEN LOTS 44 THROUGH 47, INCLUSIVE, BLOCK 1, ENWOOD ADDITION AS FILED IN THE ARAPAHOE COUNTY CLERK AND RECORDER'S OFFICE AT PLAT BOOK 3, PAGE 40 AND LOTS 2 THROUGH 5, INCLUSIVE, BLOCK 2, CITY GARDENS AS FILED IN THE ARAPAHOE COUNTY CLERK AND RECORDER'S OFFICE AT PLAT BOOK 5, PAGE 38; SITUATED IN THE SOUTHWEST QUARTER OF SECTION 34, TOWNSHIP 4 SOUTH, RANGE 68 WEST OF THE SIXTH PRINCIPAL MERIDIAN, CITY OF ENGLEWOOD, COUNTY OF ARAPAHOE, STATE OF COLORADO MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE SOUTHWEST CORNER OF PARCEL 1 OF EXHIBIT A AS DESCRIBED AT BOOK 4256, PAGE 139 AS FILED IN THE ARAPAHOE COUNTY CLERK AND RECORDER'S OFFICE; SAID POINT BEING ON THE WEST LINE OF SAID LOT 47; THENCE S00°08'12"W, ALONG THE WEST LINE OF SAID LOTS 47, 46, 45, AND 44, A DISTANCE OF 78.51 FEET TO THE SOUTHWEST CORNER OF SAID LOT 44; THENCE N89°51'51"W A DISTANCE OF 18.00 FEET TO A POINT ON THE EAST LINE OF SAID LOT 5; THENCE N00°08'12"E, ALONG THE EAST LINE OF SAID LOTS 5, 4, 3, AND 2, A DISTANCE OF 78.51 FEET TO A POINT ON THE EAST LINE OF SAID LOT 2; SAID POINT BEING THE SOUTHEAST CORNER OF PARCEL 2 OF EXHIBIT A AS DESCRIBED AT SAID BOOK 4256, PAGE 139; THENCE S89°52'06"E A DISTANCE OF 18.00 FEET TO THE POINT OF BEGINNING;

SAID PARCEL CONTAINS 1,413 SQUARE FEET, 0.032 ACRES, MORE OR LESS.

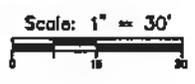
THIS LEGAL DESCRIPTION WAS PREPARED BY:  
DON LAMBERT, PLS 30830  
FOR AND ON BEHALF OF Esi land surveying, llc

SHEET 1 OF 2

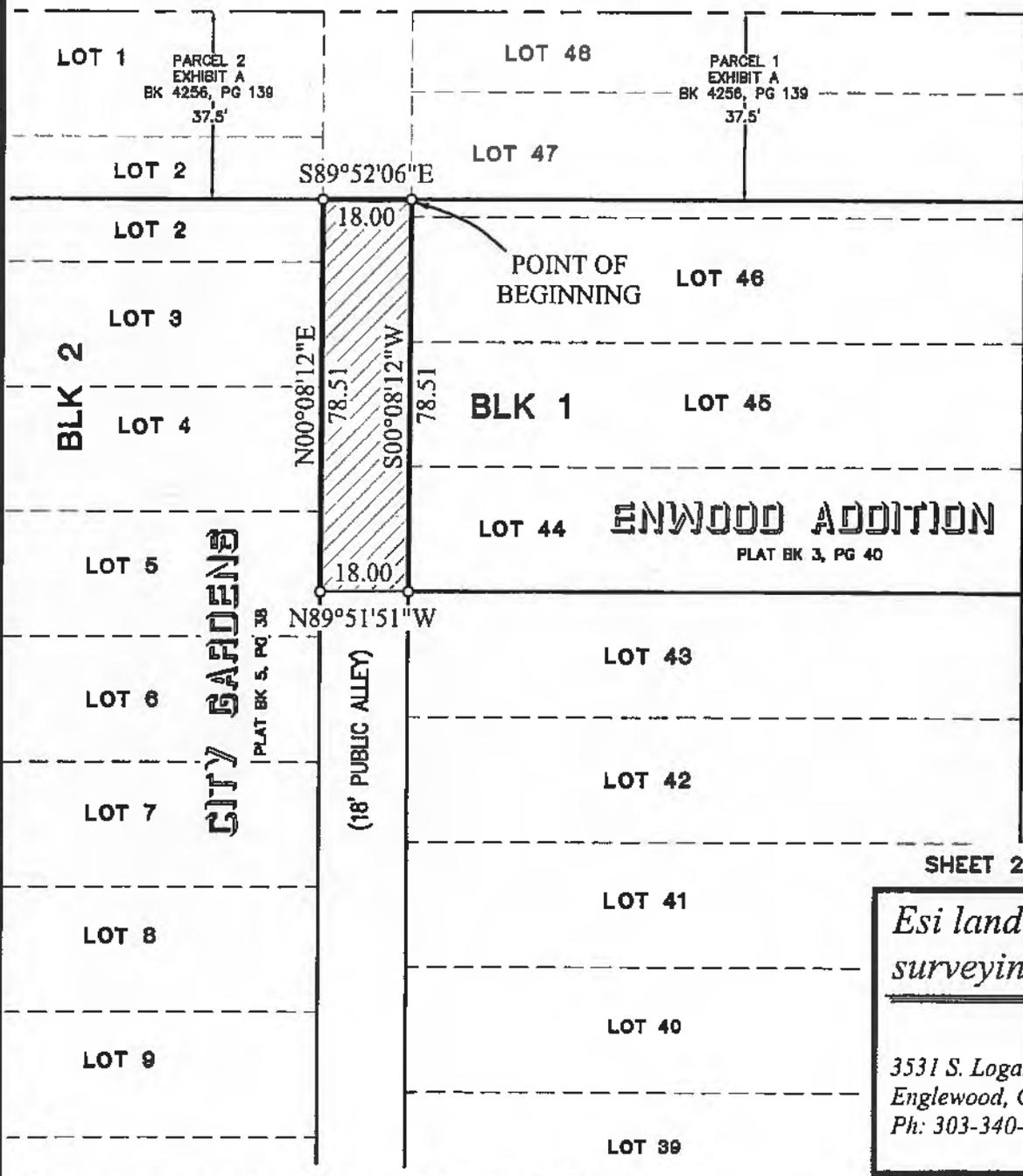
*Esi land  
surveying, llc*

3531 S. Logan St. D-324  
Englewood, CO 80113  
Ph: 303-340-0113

EXHIBIT A



**WEST ENGLEWOOD PKWY.**  
(VARIABLE WIDTH PUBLIC RIGHT OF WAY)



**SOUTH BROADWAY**  
(100' PUBLIC RIGHT OF WAY)

SHEET 2 OF 2

*Esi land surveying, llc*

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3531 S. Logan St. D-324  
Englewood, CO 80113  
Ph: 303-340-0113

## EXHIBIT B

A PARCEL OF LAND BEING A PORTION OF PARCEL 1 OF THE LANDS DESCRIBED AT BOOK 4405, PAGE 663, RECEPTION NO. 2517132 AS FILED IN THE ARAPAHOE COUNTY CLERK AND RECORDER'S OFFICE; SAID PARCEL ALSO BEING A PORTION OF LOT 5 AND LOT 6, BLOCK 2 OF CITY GARDENS, A SUBDIVISION FILED IN THE ARAPAHOE COUNTY CLERK AND RECORDER'S OFFICE AT PLAT BOOK 5, PAGE 38; SITUATED IN THE SOUTHWEST QUARTER OF SECTION 34, TOWNSHIP 4 SOUTH, RANGE 68 WEST OF THE SIXTH PRINCIPAL MERIDIAN, CITY OF ENGLEWOOD, COUNTY OF ARAPAHOE, STATE OF COLORADO MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHWEST CORNER OF SAID PARCEL 1; SAID POINT BEING 37.5' SOUTHERLY OF THE NORTHWEST CORNER OF LOT 1, BLOCK 2 OF SAID CITY GARDENS; THENCE S00°08'12"W, ALONG THE WEST LINE OF SAID BLOCK 2, A DISTANCE OF 85.17 FEET TO A POINT ON THE WEST LINE OF SAID LOT 5; SAID POINT BEING THE POINT OF BEGINNING; THENCE S89°52'06"E A DISTANCE OF 125.00 FEET TO A POINT ON THE EAST LINE OF SAID LOT 5; THENCE S00°08'12"W, ALONG THE EAST LOT OF SAID LOT 5 AND SAID LOT 6, A DISTANCE OF 38.00 FEET; THENCE ALONG A NON-TANGENT CURVE TO THE LEFT WITH A RADIUS OF 15.00 FEET, AN ARC LENGTH OF 23.56 FEET, A CENTRAL ANGLE OF 90°00'18", AND A CHORD BEARING N44°51'57"W A DISTANCE OF 21.21 FEET; THENCE N89°52'06"W A DISTANCE OF 110.00 FEET TO A POINT ON THE WEST LINE OF SAID LOT 6; THENCE N00°08'12"E, ALONG THE WEST LINE OF SAID LOT 6 AND SAID LOT 5, A DISTANCE OF 23.00 FEET TO THE POINT OF BEGINNING;

SAID PARCEL CONTAINS 2,923 SQUARE FEET, 0.067 ACRES, MORE OR LESS.

THIS LEGAL DESCRIPTION WAS PREPARED BY:  
DON LAMBERT, PLS 30830  
FOR AND ON BEHALF OF Esi land surveying, llc

SHEET 1 OF 2

*Esi land  
surveying, llc*

3531 S. Logan St. D-324  
Englewood, CO 80113  
Ph: 303-340-0113

**EXHIBIT B**

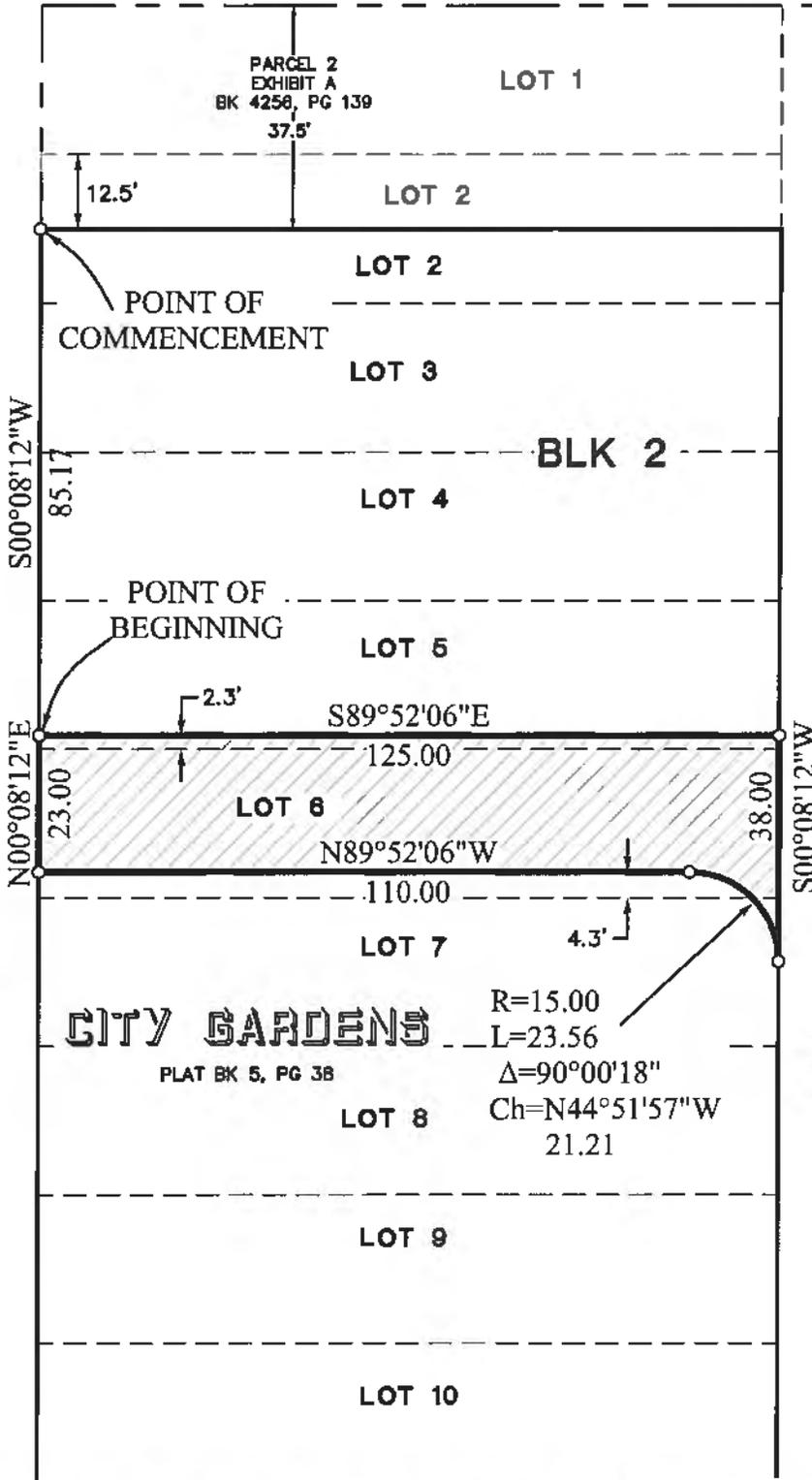


**WEST ENGLEWOOD PKWY.**

(VARIABLE WIDTH PUBLIC RIGHT OF WAY)

**SOUTH ACOMA ST.**

(50' PUBLIC RIGHT OF WAY)



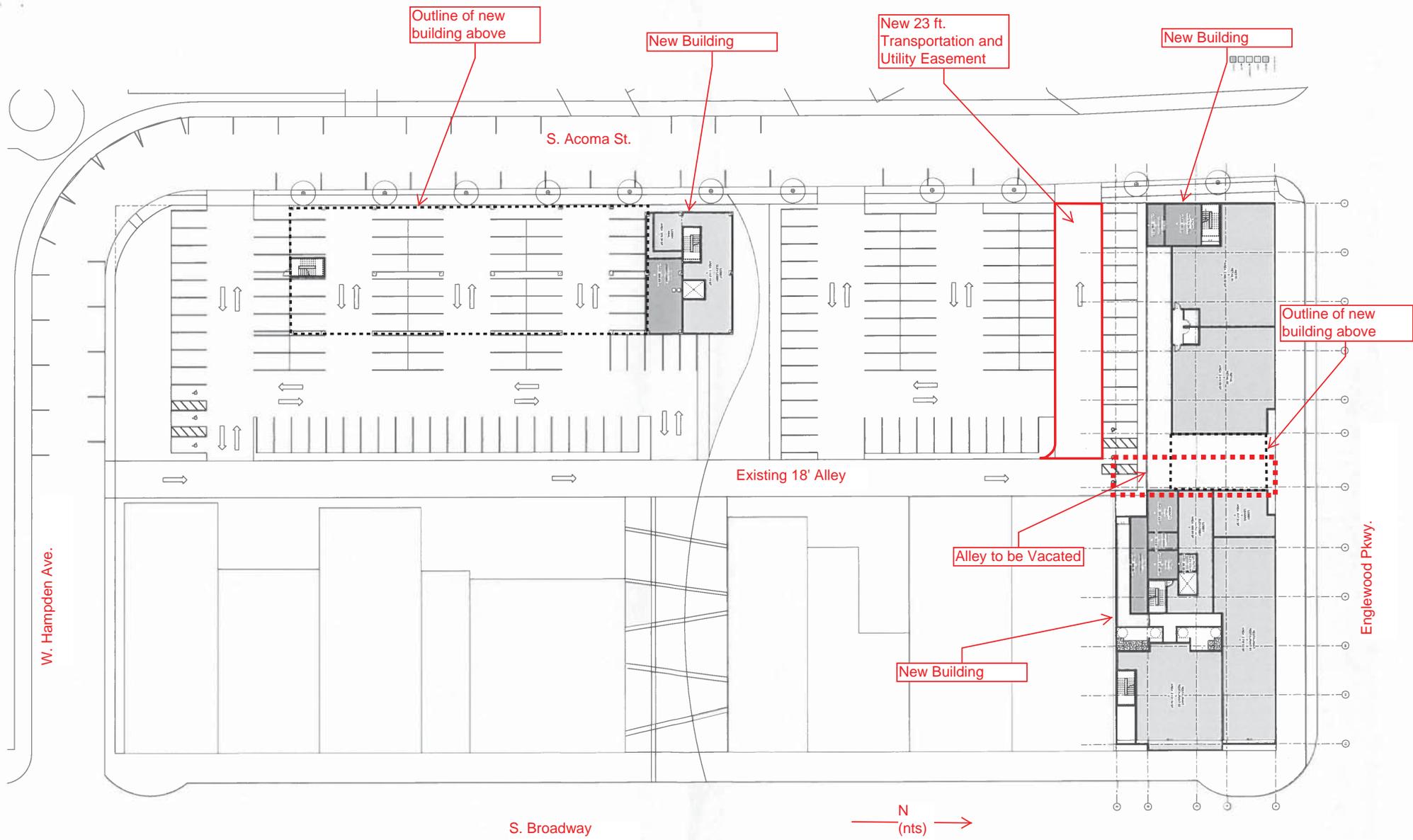
(18' PUBLIC ALLEY)

**ENWOOD ADDITION**  
PLAT BK 3, PG 40

SHEET 2 OF 2

*Esi land surveying, llc*

3531 S. Logan St. D-324  
Englewood, CO 80113  
Ph: 303-340-0113



Broadway and Acoma Lofts  
Site Plan

TO: Honorable Mayor and Members of the City Council

FROM: Eric A. Keck, City Manager

DATE: 3 February 2016

SUBJECT: City Council Goal Setting Feasibility

In an effort to assist the City Council with its goal setting session, I have prepared this memorandum and the accompanying spreadsheet. The spreadsheet categorizes the individual councilmember's objectives into one of eight categories. These categories are the priority results from the Priority Based Budgeting process. As a reminder, these categories are Attractive, Engaged, Inclusive and Welcoming Community; Effective Mobility and Reliable Infrastructure; Orderly, Well-managed Growth and Development; Recreational, Cultural, Educational and Life-Long Learning Opportunities; Safe and Healthy Community; Sustainable Natural Environment; Thriving and Vibrant Local Economy; and Good Governance. By categorizing the Council objectives in this way, it will help to align our thinking with Priority Based Budgeting which will be utilized to help create the Fiscal Year 2017 budget.

The proposed format for the City Council meeting on Monday 8 February will be to review each of the priority results columns and determine whether to agree, disagree, or further study each of the proposed items. From this meeting, staff will then assign a financial cost and determine the feasibility of the item and determine when completion could be expected and whom might own the item. In some instances, further input from the City Council will be required to clarify the proposed items so that a more realistic cost and timeframe might be established. This is the case for the nature and extent of the streetscape and lighting for South Broadway; the number and location of gateway signs in the community; scope of the Pirates Cove expansion; timing and scope of a move of the Library to Miller Field; a clearer understanding of the definition of the proposed Urban Renewal Area between Hampden and Belleview; and specific scope of the use of the LTAR fund in the acquisition of investment properties.

Should you have any questions, please do not hesitate to contact me.





**TO:** Mayor Jefferson and City Council Members

**THRU:** Eric Keck, City Manager  
Michael Flaherty, Deputy City Manager

**FROM:** Harold J. Stitt, Senior Planner

**DATE:** February 8, 2016

**SUBJECT:** art Shuttle

The Englewood art Shuttle has been provide free service from CityCenter through downtown to the Medical Districts since September 2004 serving over 2.16 million riders.

In 2001, the City of Englewood, in partnership with Craig and Swedish Hospitals, the Englewood Downtown Development Authority, the Chamber of Commerce, and the City's consultant BRW, Inc. carried out a feasibility study for implementing a circulator shuttle bus service to operate between the CityCenter Englewood light rail station, downtown Englewood, and the Craig/Swedish Medical Center Complex. The goal of the shuttle service was to provide easier accessibility among key activity centers in the City and to the RTD light rail service, while complementing the service currently provided by existing bus routes. Specific markets the shuttle would address include employee commutes, lunch hour accessibility to Englewood retail and restaurants, better access for residents of Englewood-particularly those more dependent on transit-to activity centers in the area, and promoting Englewood businesses-particularly along South Broadway between Floyd Avenue and Hampden Avenue.

A follow-up technical feasibility study carried out in 2002 for the City by URS Corporation, recommended that, given the demand for a downtown shuttle, the City pursue a Transportation Improvement Program (TIP) grant through DRCOG for funds for the Englewood Circulator Shuttle. The City was successful in securing federal funding through the Congestion Mitigation and Air Quality Improvement (CMAQ) program for shuttle service. The federal grant provided funding for three years; \$212,160 in federal FY 2004, \$220,646 in federal FY '05 and \$229,472 in federal FY '06 for a total of \$662,278. The grant also required a twenty percent local match which was split between the City and RTD. The City and RTD each provided a total of \$82,784 over the three years of the grant.

At the end of the grant period Englewood and RTD reached an agreement to continue the operation of the shuttle and share the cost. Since 2007, the City and RTD have annually entered into an Intergovernmental Agreement (IGA) for shuttle operations and maintenance. Approximately 80% of the shuttle operating costs are provided by RTD with the City covering the remaining 20%. Included in RTD's portion is the annual shuttle fuel cost. The City provides fuel which eliminate state and federal gasoline taxes, thus reducing fuel costs. For 2016, RTD

funding will be \$235,822 and the City share will be \$79,531, for a total cost of \$315,353. The City's share is included in the 2016 Community Development Department budget.

The operation of the shuttle is contracted to a private vendor through an RFP process. The standard contract specifies a wide variety of service parameters as well as hourly and annual service cost. The one year contract also provides for four one year extensions. The contract that will be brought before Council on February 29, 2016 will be for the first of the four extensions stipulated in the 2015 contract. The contract price for 2016 is \$266,834.