

Council Request Update

August 20, 2015

Council Request 15-157 (MOA Agreement Background)

Requested by: City Council

Assigned to: City Manager's Office

Request: Request for background information on the City's contract with the Museum of Outdoor Arts.

Response: This information is included in the materials for the August 24, 2015 Study Session.

Council Request 15-159 (Railroad Crossing Signal – Shoshone & Dartmouth)

Requested by: Council Member Jefferson

Assigned to: Public Works

Request: Request for information on feasibility of installing a railroad crossing signal at Shoshone and Dartmouth.

Response: The attached memo from Traffic Engineer Ladd Vostry provides background information on this railroad crossing.

Council Request 15-163 (3830 S. Delaware – On-street Car Repairs)

Requested by: Council Member Gillit

Assigned to: Police Department (Code Enforcement)/Community Development (Zoning)

Request: Report of car repairs taking place on the street near 3830 South Delaware Street.

Response: The attached memo from memo from Code Enforcement Supervisor Laura Herblan notes that a Notice of Violation was issued at this location. The attached memo from Planner Audra Kirk notes that a warning letter was sent to this property regarding auto repair in a residential zone district.

Council Request 15-160 (Liberty Waste Neighborhood Odors)

Requested by: Council Member Jefferson

Assigned to: Police Department (Code Enforcement)

Request: Neighborhood concerns regarding odors emanating from the Liberty Waste facilities at 1841 West Harvard Avenue.

Response: The attached memo from memo from Code Enforcement Supervisor Laura Herblan provides an update on this ongoing case.

Council Request 15-164 (Study Session – Energy Conservation Initiatives)

Requested by: Mayor Pro Tem Olson

Assigned to: City Manager's Office/Public Works

Request: Request for a Study Session regarding City energy conservation initiatives.

Response: This topic has been added to the list of future Study Session topics.

Council Request 15-165 (Study Session – Historic Preservation)

Requested by: Mayor Pro Tem Olson

Assigned to: City Manager's Office

Request: Request for a Study Session for Council to discuss historic preservation in Englewood.

Response: This topic has been added to the list of future Study Session topics.

Council Request 15-166 (Study Session – Neighborhood Character – bulk plane/lot size, etc.)

Requested by: Mayor Pro Tem Olson

Assigned to: City Manager's Office/Community Development

Request: Request for a Study Session regarding the impact of zoning changes on neighborhood character.

Response: This topic has been added to the list of future Study Session topics.

Council Request 15-167 (Study Session – Council Agenda/Public Comment)

Requested by: Mayor Pro Tem Olson

Assigned to: City Manager's Office

Request: Request for a Study Session so that Council can discuss public comment and response protocols during City Council meetings.

Response: This topic has been tentatively scheduled for August 24, 2015.

2015 COUNCIL REQUESTS

Number	Request Date	Request Type	Requested by	Request	Assigned To	Due Date	Follow-up Date	Date Completed
15-137	7/6/2015	I	Penn	Lehigh/Delaware Asphalt Repairs	PW	7/9/2015		7/14/2015
15-138	7/13/2015	I	Jefferson	Study Session re: Xcel Partnership	CMO	7/16/2015		7/14/2015
15-139	7/13/2015	I	Olson	Funding Incentives for Tech Co. Relocation	CD	7/16/2015		7/20/2015
15-140	7/13/2015	I	Gillit	Ethics Training - New City Council	CMO/CAO	7/16/2015		7/30/2015
15-141	7/13/2015	I	Olson	Future Study Session: Development Planning	CMO/CD	7/16/2015		7/15/2015
15-142	7/13/2015	I	Olson	Regional Tourism Opportunities	CD	7/16/2015		7/23/2015
15-143	7/13/2015	I	Olson	Colorado Commuter Rail Line Impact	CD	7/16/2015		7/23/2015
15-144	7/13/2015	I	Olson	SCFD Funding Possibilities	PR	7/16/2015		7/17/2015
15-145	7/13/2015	I	Olson	Economic Development Marketing	CD	7/16/2015		7/29/2015
15-146	7/13/2015	I	Olson	Marijuana Legalization Impact (Crime)	PD	7/16/2015		7/15/2015
15-147	7/16/2015	S	Gillit	4750 S. Lipan Code/Building Concerns	PD/CD	7/21/2015		7/23/2015
15-148	7/17/2015	S	Jefferson	Graffiti - 2749 S. Broadway	PD	7/22/2015		
15-149	7/20/2015	S	Jefferson	Traffic Circle Visibility - Englewood Pkwy/Cherokee	PR	7/23/2015		7/22/2015
15-150	7/20/2015	I	Yates	On-Street Parking Policy Request	PW	7/23/2015	7/29/2015	7/28/2015
15-151	7/27/2015	S	Gillit	4848/4858 S. Lipan - Code Violations	PD	7/29/2015		7/28/2015
15-152	7/27/2015	S	Yates	5280 Imports Parking Concerns	PD	7/31/2015		7/29/2015
15-153	8/3/2015	I	Yates	Contractor Policy Inquiry	CD	8/5/2015		8/7/2015
15-154	8/10/2015	I	Gillit	Risk Management Reserve Info	HR	8/13/2015		8/12/2015
15-155	8/10/2015	I	Olson	5-Year Technology Plan	IT	8/13/2015		8/13/2015
15-156	8/10/2015	I	Council	Study Session - Property/Code Enforcement	CMO	8/13/2015		8/12/2015
15-157	8/10/2015	I	Council	MOA Agreement Background	CMO/FAS	8/13/2015		8/20/2015
15-158	8/10/2015	I	Council	Future Study Session: Concrete Alleys	CMO	8/13/2015		8/12/2015
15-159	8/10/2015	I	Jefferson	Railroad Crossing Signal - Shoshone & Dartmouth	PW	8/13/2015		8/19/2015
15-160	8/10/2015	I	Jefferson	Liberty Waste Neighborhood Odors	PD	8/13/2015		8/18/2015
15-161	8/10/2015	I	Jefferson	Bates/Tejon Suspicious Vehicle Activity	PD	8/13/2015		8/13/2015
15-162	8/10/2015	I	Wilson	Study Session - Property Abatement	CMO/CD	8/13/2015		8/12/2015
15-163	8/12/2015	I	Gillit	3830 S. Delaware - On-Street Car Repairs	PD	8/17/2015		8/18/2015
15-164	8/17/2015	I	Olson	Study Session - Energy Conservation Initiatives	CMO/PW	8/20/2015		8/19/2015
15-165	8/17/2015	I	Olson	Study Session - Historic Preservation	CMO	8/20/2015		8/19/2015
15-166	8/17/2015	I	Olson	Study Session: Neighborhood Character (bulk plane	CMO/CD	8/20/2015		8/19/2015
15-167	8/17/2015	I	Olson	Study Session: Council Agenda/Public Comment	CMO	8/20/2015		8/19/2015
15-168	8/17/2015	I	Penn	Summary of current Energy Conservation Initiatives	ALL	8/20/2015		
15-169	8/17/2015	I	Council	Service Line Warranties Marketing - logo size	CMO	8/20/2015		

S = Service
I = Information

CA - City Attorney; CMO - City Manager's Office; CD - Community Development; EEF - Englewood Environmental Foundation
FAS - Finance and Administrative Services; FD - Fire Department; LIB - Library; MC - Municipal Court; PR - Parks and Recreation;
PW - Public Works; PD - Police Department; UT - Utilities; WW = Wastewater Treatment Plant

MEMORANDUM

TO: City Council

THROUGH: Eric A. Keck, City Manager

THROUGH: Rick Kahm, Director of Public Works

FROM: Ladd Vostry, Traffic Engineer

DATE: August 18, 2015

SUBJECT: Railroad Crossing Signal – Shoshone and Dartmouth
Council Request No. 15-159

A citizen recently requested railroad crossing lights and signal arms at the BNSF railway crossing on Dartmouth just east of Shoshone. Currently, there are two BNSF railway crossings on W. Dartmouth – one at the Tejon signalized intersection, and one at the Shoshone intersection. The railroad crossing at Tejon is controlled by the traffic signal railroad (RR) pre-emption function; all traffic lights display red indications when the RR pre-emption is activated. The Shoshone crossing is identified with passive railroad warning devices (crossbucks signs).

In 2006, a railway crossing safety assessment was completed for the BNSF crossing at the Dartmouth and Tejon intersection. During the evaluation process, staff expressed concerns to the Public Utilities Commission (PUC) regarding safety at the BNSF crossing of Dartmouth east of Shoshone. We were later notified that based on their investigation, the flashing lights and gates are not needed at this location (see attached letter from PUC of April 20, 2006).

Note that our records indicate that there is no accident history at this crossing. Staff will continue to monitor this railway crossing and will take appropriate action if conditions change in the future.

lt/att

STATE OF COLORADO

PUBLIC UTILITIES COMMISSION

Gregory E. Sopkin, Chairman
Polly Page, Commissioner
Carl Miller, Commissioner
Doug Dean, Director

Department of Regulatory Agencies
Tambor Williams
Executive Director



Bill Owens
Governor

April 20, 2006

RECEIVED
APR 24 2006

Mr. Ladislav Vostry
Traffic Engineer
City of Englewood
Department of Public Works
1000 Englewood Parkway
Englewood, Colorado 80110

Dear Mr. Vostry:

Re: Dartmouth Ave./Tejon St. and Dartmouth Ave./Shoshone St. BNSF Railway crossings

On March 29, 2006, I participated in a diagnostic of the Dartmouth Ave./Tejon St. BNSF Railway Company (BNSF) crossing (Tejon Crossing) with the City of Englewood, the Colorado Department of Transportation and BNSF. During that diagnostic, the City of Englewood expressed concern about the BNSF crossing of Dartmouth Ave. just east of Shoshone St. (Shoshone Crossing)

The Shoshone Crossing is currently delineated with the passive warning devices of crossbucks and number of track signs. Based on my conversation with you, there have been no highway-railroad accidents at this crossing. According to BNSF, the Shoshone Crossing is to be flagged when a train approaches and enters the crossing. The City of Englewood has indicated this is not always the situation.

In discussions with you at the diagnostic, the City of Englewood is concerned about the Shoshone Crossing because the BNSF does not always flag this crossing and because of traffic queuing back to and through the Shoshone Crossing when a train is blocking the Tejon Crossing. While it is possible that BNSF trains could be using and/or occupying both crossings, it is highly unlikely this situation would ever occur. Based on my discussions with BNSF, it would be operationally difficult for BNSF to use both crossings at the same time.

At this time, it is my opinion that flashing lights and gates are not needed at the Shoshone Crossing given the limited number of times per week the crossing is used, no accident history at this crossing, and that BNSF is to flag the crossing before a train enters the crossing. The queuing issue is important, however, based on information provided by BNSF, it is highly unlikely that BNSF would simultaneously use the Tejon Crossing and the Shoshone Crossing. If

1580 Logan Street, Office Level 2, Denver, Colorado 80203, 303-894-2000

www.dora.state.co.us/puc
Permit and Insurance (Outside Denver) 1-800-888-0170
TTY Users 711 (Relay Colorado)
Consumer Affairs 303-894-2070

Consumer Affairs (Outside Denver) 1-800-456-0858
Hearing Info 303-894-2025
Transportation Fax 303-894-2071
Fax 303-894-2065

drivers continue to stop on the Shoshone Crossing tracks when the Tejon Crossing is blocked, the City of Englewood could consider installing R8-8 "DO NOT STOP ON TRACKS" at this crossing. This sign would make it clear to drivers they are not to stop on the tracks. Additionally, if the City of Englewood continues to notice that BNSF is not flagging the Shoshone Crossing, the City of Englewood should contact the Federal Railroad Administration (FRA). The FRA has jurisdiction over railroads relating to railroad operations.

I would encourage the City of Englewood to continue monitoring the queuing and operational situation at these two crossings. If conditions change in the future, please let me know. We can reexamine the situation at that time. If you need any additional information, please do not hesitate to call.

Sincerely,

Pamela M. Fischhaber, P.E.
Chief of Rail/Transit Safety Section
Colorado Public Utilities Commission

MEMORANDUM

To: Chief of Police John Collins
From: Fire Marshal Herblan
Date: August 18, 2015
Subject: Council Response 15-160

Assigned to: Police - Code Enforcement
Assigned: August 10, 2015
Issue: Unpleasant Odors from 1841 West Harvard Avenue

Liberty Waste is still actively involved in the court system due to numerous summonses that have been issued to them in the past for similar violations. On August 13, 2015, Code Enforcement Officer Shaffer spoke with Prosecuting Attorney Crystal Lay and was informed that the owners of Liberty Waste have their next court appearance date tentatively scheduled for September 3, 2015, at 3:00pm. Officer Shaffer advised Attorney Lay of the continued odor and illicit discharge complaints due to this most recent Council Request, as well as another illicit discharge incident that arose within the past couple weeks. The matter should be addressed on this coming court date. If it is not addressed, however, Code Enforcement will continue issuing summonses to the business as it has been an ongoing problem for many years now.

MEMORANDUM

To: Chief of Police John Collins
From: Fire Marshal Herblan
Date: August 18, 2015
Subject: Council Response 15-163

Assigned to: Police - Code Enforcement
Assigned: August 14, 2015
Issue: Report of car repairs at 3830 S. Delaware Street

On August 14, 2015, Code Enforcement Officer Shafer responded to the property located at 3830 S. Delaware Street to investigate the nature of complaints associated with vehicle repairs. Officer Shafer found conditions that warranted a Notice of Violation for Trash/Litter, Inoperable Vehicles, and Grass/Weeds. Compliance and follow-up for the code-related violations are scheduled for August 21, 2015.



M E M O R A N D U M

C O M M U N I T Y D E V E L O P M E N T

TO: Mayor Penn and Council Members

THROUGH: Michael Flaherty, Deputy City Manager

FROM: Audra L. Kirk, Planner I

DATE: August 14, 2015

SUBJECT: Council Request 15-163
3830 South Delaware Street – On street car repair

On August 13, 2015 staff did a site visit to the above address. Three cars were parked in front of the house on Delaware Street. These cars were all similar and appeared to be “collector” vehicles. There was also three to four vehicles at the rear of the property. These vehicles appeared to have been there, untouched for some time. Evidence of auto repair work being done on any of the vehicles was not apparent. A warning letter was sent to the tenant regarding auto repair in a residential zone district.