

## Council Request Update

October 15, 2015

### **Council Request 15-196 (Comparison of head shop zoning regulations)**

**Requested by:** Council Member Yates

**Assigned to:** Community Development

**Request:** Request for a comparison of neighboring jurisdictions' zoning regulations related to head shops.

**Response:** The attached memo from Planner Brook Bell provides the requested report.

### **Council Request 15-197 (Report on illegal activities at current head shops)**

**Requested by:** Mayor Penn

**Assigned to:** Police Department

**Request:** Request for a report on illegal activities at Englewood's head shops.

**Response:** The attached memo from Commander Condrey provides a list of calls for service on Englewood's head shops from January 2015 to present.

### **Council Request 15-199 (Solar Output Report/Monitoring)**

**Requested by:** Council Member Gillit

**Assigned to:** City Manager's Office/Public Works

**Request:** Concerns regarding the solar monitoring equipment display not working and a request to know whether the energy output from the solar panels on the various City facilities is meeting the expectations set forth in the City's contract with Ameresco.

**Response:** Deputy City Manager Michael Flaherty has again reported the kiosk display problem to Ameresco and has received assurance that it has been turned over to the service manager for follow-up.

Facilities and Operations Manager Michael Hogan is working with Ameresco to collect the requested output data.

### **Council Request 15-202 (Public Art Requirement Inquiry - Developments)**

**Requested by:** Mayor Pro Tem Olson

**Assigned to:** Community Development

**Request:** Request for information on why some developments include public art and some do not.

**Response:** The attached memo from Deputy City Manager responds.

### **Council Request 15-203 (Property Maintenance Code – Depot)**

**Requested by:** Council Member Wilson

**Assigned to:** Community Development/Police (Code Enforcement)

**Request:** Concerns regarding weeds at the Englewood Depot

**Response:** The attached memo from Code Enforcement Supervisor Commander Condrey responds.

**Council Request 15-205 (CityCenter Vagrant Behavior Concerns)**

**Requested by:** Mayor Penn

**Assigned to:** Police (Impact Team)

**Request:** Concerns regarding issues related to the transient population at CityCenter Englewood.

**Response:** The attached memo from Impact Team Supervisor Sergeant McGrath provides background and shares details on the Impact Team's activities in this area.

**Council Request 15-206 (Oxford/Windermere Pedestrian Access – Follow-up)**

**Requested by:** Mayor Penn

**Assigned to:** Public Works

**Request:** Request for costs associated with adding a pedestrian crossing on the west side of Oxford and Windermere.

**Response:** This issue will be discussed at the City Council Study Session on October 19. The requested cost estimates are included in the Study Session materials.

**Council Request 15-207 (Report of unsafe front porch – 4245 S. Delaware)**

**Requested by:** Council Member McCaslin

**Assigned to:** Community Development (Building Division)

**Request:** Request for inspection of an alleged unsafe porch at 4245 South Delaware Street.

**Response:** The attached memo from Chief Building Official Lance Smith indicates the property received a Notice of Violation for an unsafe porch railing.

**Council Request 15-208 (Code Violations – Cherokee & Delaware)**

**Requested by:** Council Member McCaslin

**Assigned to:** Police (Code Enforcement)

**Request:** Report of various Code violations in the alley between Delaware and Cherokee.

**Response:** The attached memo Deputy Chief Sanchez details the action taken in this area.

# 2015 COUNCIL REQUESTS

Number	Request Date	Request Type	Requested by	Request	Assigned To	Due Date	Follow-up Date	Date Completed
15-177	9/8/2015	S	Wilson	Update status on 3091 S. Washington	PD/CD	9/11/2015		9/9/2015
15-178	9/8/2015	S	Jefferson	Bates Logan Park sidewalk wet holes	PR/PW	9/11/2015		9/10/2015
15-179	9/9/2015	I	Penn	South side of Hwy. 285 after measurable snow fall	PD	9/12/2015		9/17/2015
15-180	9/9/2015	I	Olson	Study Session: Compare zoning regs	CD	9/12/2015		9/15/2015
15-181	9/9/2015	I	Council	Demolition #s for 2015	CD	9/12/2015		9/17/2015
15-182	9/21/2015	I	Jefferson	Englewood Depot Progress Update	CMO	9/24/2015		10/5/2015
15-183	9/21/2015	I	Olson	911 Response Concerns	EPD/CMO	9/24/2015		9/24/2015
15-184	9/21/2015	I	Olson	Denver Fire Response - Wheel Chair Access	CMO	9/24/2015		9/22/2015
15-185	9/21/2015	I	Gillit	Oxford/Windermere Pedestrian Access	PW	9/24/2015		10/1/2015
15-186	9/21/2015	I	Gillit	Possible Sign Code Violations - S. Broadway	CD	9/24/2015		10/6/2015
15-187	9/21/2015	I	Jefferson	Safety analysis of sideyard setback proximity	CD	9/24/2015		9/24/2015
15-188	9/21/2015	I	Council	Future P&Z Discussion/Recommendation Topics	CD	9/24/2015		10/6/2015
15-189	9/24/2015	I	Gillit	Follow-up on 15-175 (S. Lipan Code Violations)	PD	9/28/2015		9/24/2015
15-190	9/28/2015	I	Yates	McLellan Property Ballot Question Inquiry	CMO/CAO	9/28/2015		9/28/2015
15-191	9/28/2015	I	Olson	3200 block Humboldt Backyard Residence Inquiry	PD	9/30/2015		10/7/2015
15-192	9/28/2015	S	Olson	Assorted Code Violations - Lafayette, Humboldt	PD	9/30/2015		9/30/2015
15-193	9/28/2015	I	Yates	City Ditch Concerns	UT	9/30/2015		9/30/2015
15-194	9/29/2015	I	Olson	Forward CML presentation to Council	CMO	10/2/2015		9/29/2015
15-195	9/29/2015	S	Gillit	Follow-up Sign Code Inspector at Best Deal	CD	10/2/2015		10/6/2015
15-196	9/29/2015	I	Yates	Comparison of 'head shop' zoning regulations	CD	10/2/2015		10/15/2015
15-197	9/29/2015	I	Penn	Report on illegal activities at current 'head shops'	PD	10/2/2015		10/9/2015
15-198	10/1/2015	I	McCaslin/Wilson	Hotel/Motel Legislation	CAO etc.	10/6/2015		10/5/2015
15-199	10/2/2015	I	Gillit	Solar Output Report/Monitoring	CMO	10/7/2015		
15-200	10/2/2015	I	Gillit	4945 S. Delaware - Follow-up/Enforcement	PD/CD	10/7/2015		10/5/2015
15-201	10/5/2015	I	Jefferson	IPMC Update - Info to Business Owners	CD	10/8/2015		10/7/2015
15-202	10/5/2015	I	Olson	Public Art Requirement Inquiry (Developments)	CD	10/8/2015		10/15/2015
15-203	10/5/2015	I	Wilson	IPMC - Depot Application	CD/PD	10/8/2015		10/8/2015
15-204	10/5/2015	I	Council	MOA Letter to Council	CMO	10/8/2015		10/6/2015
15-205	10/6/2015	S	Penn	CityCenter Vagrant Behavior Concerns	PD	10/9/2015		10/15/2015
15-206	10/12/2015	I	Penn	Oxford/Windermere Pedestrian Access - Follow-up	PW	10/15/2015		10/15/2015
15-207	10/12/2015	S	McCaslin	Report of an unsafe front porch - 4245 S. Delaware	CD	10/15/2015		10/14/2015
15-208	10/12/2015	S	McCaslin	Code Violations - Cherokee & Delaware	PD	10/15/2015		10/15/2015
15-209	10/14/2015	I	Yates	Construction Hours Code Change Inquiry	PD/CD	10/19/2015		

**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



# 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: Eric Keck, City Manager  
Michael Flaherty Deputy City Manager  
Harold J. Stitt, Senior Planner

FROM: Brook Bell, Planner II

DATE: October 14, 2015

SUBJECT: Council Request 15-196  
Comparison of Head Shop Zoning Regulations

The request is for staff to provide a comparison of other cities head shop zoning regulations that may restrict their allowed locations. The Unified Development Code (UDC) considers head shops to be a retail sales/general merchandise use. This use (retail sales/general merchandise) is permitted in the City of Englewood's business, industrial, and medical zone districts; more specifically in the MU-B-1, MU-B-2, I-1, I-2, M-2, and MO-2 zone districts.

For comparison purposes, the following cities were contacted by staff: Denver, Littleton, Centennial, Wheat Ridge, Westminster, Greenwood Village, Boulder, Broomfield, Commerce City, Thornton, and Aurora. The cities were asked if they had any special zoning regulations for head shops that would be different than other retail uses such as; distancing from other uses, limitations on which commercial zone districts they can be in, etc.

Of the 11 cities contacted by staff, 10 of them responded that they did not have any special zoning regulations for head shops that would be different than any other retail uses allowed in their commercial zone districts. Greenwood Village was the only city that does not allow head shops in any zone districts. This is a result of Greenwood Village's ban on the possession of marijuana or drug paraphernalia on city property, including streets and sidewalks.

## MEMORANDUM

**To:** Deputy Chief of Police Jeff Sanchez  
**From:** Commander Gary Condreay  
**Date:** October 9, 2015  
**Subject:** Council Request 15-197

---

**Council Request 15-197**  
**Assigned to: Code Enforcement**  
**Date Assigned: September 29, 2015**

Request on a report on enforcement of any illegal activities that may have been conducted at any of the City's "head shops."

---

We show no record of any special enforcement for illegal activities at any of the city's current head shops from the police department.

A year-to-date call for service report was run on six locations that could possibly be labeled as head shops:

- Headed West 4811 S. Broadway
- Heady Glass 324 W. Hampden Ave.
- Dementia Colorado 4356 S. Broadway
- I Bake 3995 S. Broadway
- Twisted Times 11 W. Hampden Ave.
- Smoke Signals 2880 S. Broadway

Only a few routine calls for service (parking problems, alarms, etc.) were located.



**TO:** Mayor Penn and Members of City Council

**THROUGH:** Eric Keck, City Manager

**FROM:** Michael Flaherty, Deputy City Manager

**DATE:** October 15, 2015

**SUBJECT:** CR 15-202 – Public art requirement inquiry

The City does not have a formal requirement for public art in connection with private development. Previously, two developments included public art, the Walmart development and the development of Kent Place. In both cases, the public art provided by the developer was the result of negotiation between City staff and the developer.

I have attached the Walmart “Wall Art” agreement and the section of the Kent Place PUD that formalized the negotiated agreement. I have also attached a letter dated May 12, 2011, from Brook Bell, Community Development Planner to Continuum Partners, LLC, which outlined the design criteria for entryport art.

If you have any questions, please contact me.

CONTRACT FOR SALE OF "ART WALL"

Contract for sale of a work of art known as the "Art-Wall at Wal-Mart" by Todd Siler entitled "Celebrate the Wonder of Humanity ... And the Beauty of Civility". This Contract was made and entered into 4-27, 2010, by and between the CITY OF ENGLEWOOD, a Home Rule City existing under and by virtue of the laws of the State of Colorado, whose legal address is 1000 Englewood Parkway, Englewood, Colorado 80110, hereinafter referred to as the "City" and the Museum of Outdoor Arts whose address is 1000 Englewood Parkway, Englewood, Colorado 80110, hereinafter referred to as the "Museum".

WHEREAS, as a part of the Development Agreement between Miller Weingarten, Wal-Mart and the Englewood Environmental Foundation (EEF); paragraph A.XI – provides for Wal-Mart to complete a masonry screen wall to be used as an art wall to display art from time to time. The art was to be selected in accordance with a process approved by EEF and Wal-Mart; with each paying one-half (1/2) the costs of the art work to be displayed.

WHEREAS, pursuant to that provision the City of Englewood contracted with TES Partnership, L.L.P. on August 14, 2000, to provide a piece of art hereinafter referred to as the "Art Wall" entitled "Celebrate the Wonder of Humanity ... And the Beauty of Civility" by Todd Siler.

WHEREAS, upon completion, the Art Wall became the property of the City of Englewood pursuant to the contract dated August 14, 2000 and confirmed March 13, 2001, see Exhibit A attached hereto and incorporated herein by reference; and

WHEREAS, the Art Wall has been exposed to the elements for 9 years and is in need of refurbishing and repair.

WHEREAS, the City wishes to convey all of its rights and duties under the contract of August 14, 2000, to the Museum of Outdoor Art and the Museum of Outdoor Art wishes to accept the ownership, duties and responsibilities regarding the "Art Wall;"

NOW THEREFORE, for mutual valuable consideration, the receipt of which is acknowledged by the parties, it is hereby agreed upon and between the City and the Museum as follows:

1. The "Art Wall" located on a screen wall at the location of the Wal-Mart building at CityCenter Englewood is hereby sold and conveyed, in its entirety, to the Museum.
2. The Museum agrees to accept ownership and assume all rights and responsibilities for ownership and maintenance of said "Art Wall" which were the responsibilities of the City under the Contract with TES Partnership, L.L.P. dated August 14, 2000.

DEVELOPMENT AGREEMENT

THIS AGREEMENT entered into this 24<sup>th</sup> day of November, 1999, by and between Miller Weingarten Realty, LLC, a Colorado limited liability company, hereinafter referred to as "Master Developer," WAL-MART REAL ESTATE BUSINESS TRUST, a Delaware business trust, hereinafter referred to as "Wal-Mart," and The Englewood Environmental Foundation, Inc., a Colorado non-profit corporation, hereinafter referred to as "EEF."

WITNESETH:

WHEREAS, EEF is redeveloping a parcel of land as a transit oriented development, including a light rail station, civic center, retail complex and residential complex. The redevelopment site is bounded by So. Elati St., Floyd Avenue, Santa Fe Drive, and Hampden Avenue, Englewood Colorado depicted on the plan attached hereto as Exhibit A and made a part hereof by this reference ("Master Site Plan"); and

WHEREAS, EEF owns the portion of the redevelopment site more particularly described on Exhibit B attached hereto and made a part hereof by this reference ("EEF Property"), and Wal-Mart is purchasing from EEF a portion of the redevelopment site depicted on the Master Site Plan and more particularly described on Exhibit C attached hereto and made a part hereof by this reference (hereinafter the "Wal-Mart Property"); and

WHEREAS, EEF has entered into that certain Master Development Agreement with the Master Developer; dated as of August 31, 1999. The Master Development Agreement requires the Master Developer to complete the site work and infrastructure for the master site plan for the redevelopment; and

WHEREAS, Master Developer, Wal-Mart and EEF are desirous of developing the EEF Property and the Wal-Mart Property in conjunction, one with the other, so as to create a harmonious and efficient redevelopment project; and

WHEREAS, Master Developer, Wal-Mart and EEF are desirous of entering into a Development Agreement to assure each party that their respective properties will be developed in accordance with the terms of this Agreement.

NOW, THEREFORE, for and in consideration of the mutual exchange of the covenants and agreements hereinafter set forth, the sufficiency of which is hereby acknowledged, the parties hereby agree as follows:

1. SCOPE OF WORK.

- A. Work On Wal-Mart Property. The parties shall complete their respective portions of the site work on the Wal-Mart Property described below and as depicted on a copy of the Site Development Plans, last revised September 27,



vi. Master Developer shall install water, sewer and fire service line up to 5 feet of the Wal-Mart building and the hydrant extensions all as shown on Sheet 6.10 of the CLC Drawings, the Martin and Martin Drawings and the Master Site Specs. Master Developer shall also install the storm sewer lines as shown on the CLC Drawings.

vii. EEF shall place crushed concrete at the Wal-Mart parking lot.

viii. Wal-Mart, at its cost, shall arrange directly with Public Service Company of Colorado for installation of gas and electric service. However, EEF shall pay for the cost of extending the secondary electrical power from the main service box at the northeast corner of the Wal-Mart building along the north side of the Wal-Mart building. Master Developer shall also install the sleeves required for the fiber optic service to the Wal-Mart building.

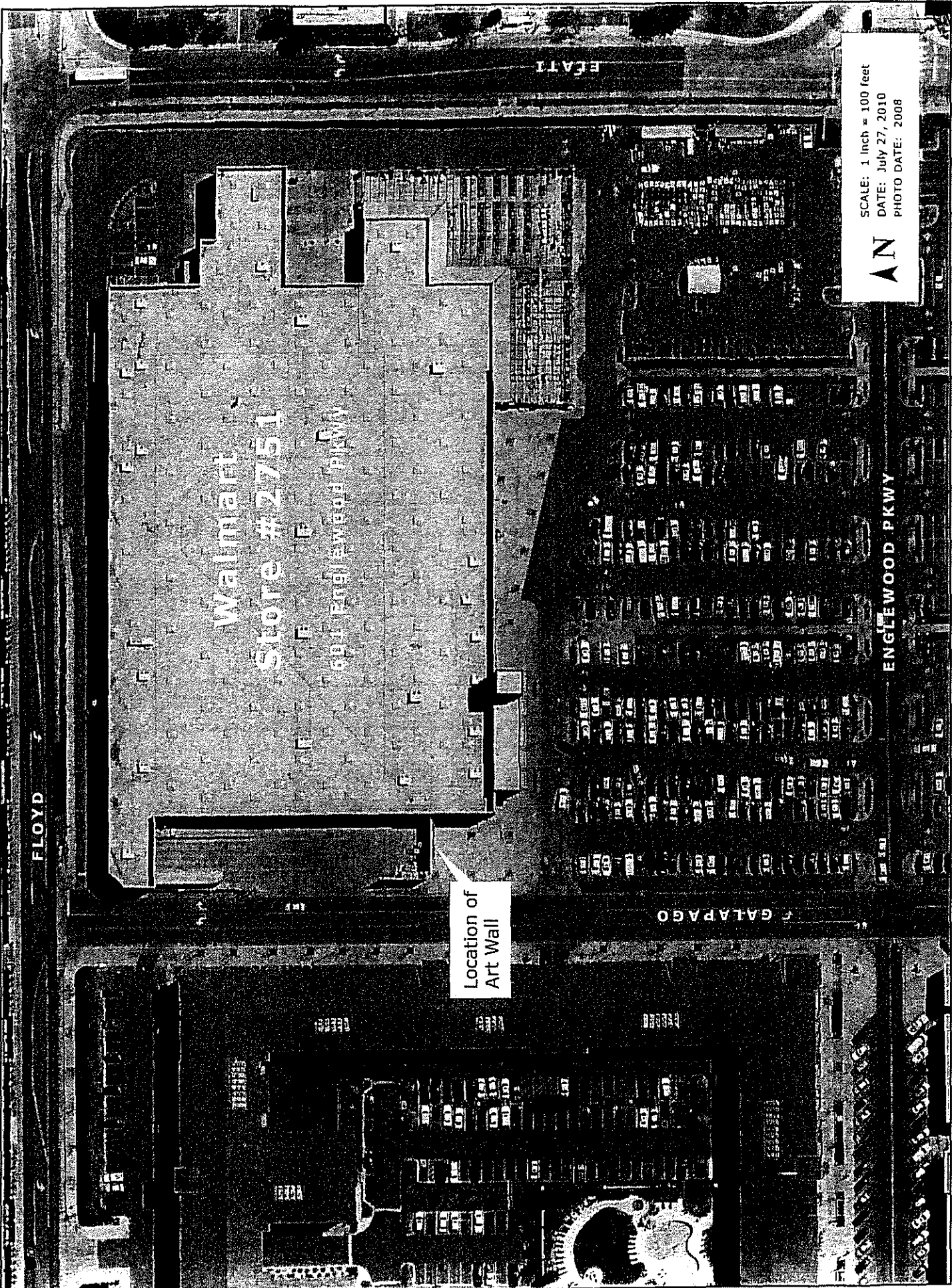
ix. Wal-Mart, at its cost, shall install the irrigation system to service and maintain the landscaping on the Wal-Mart Property, including the landscaping along Englewood Parkway. Wal-Mart shall also install all lighting on the Wal-Mart Property.

x. Neither Wal-Mart nor the Master Developer shall be required to install the screens in the parking areas at the end of the parking rows as shown on the Wal-Mart Site Plan. In the event EEF elects at any time, at its sole option and without any obligation to do so, to install such screens, it shall have the right to do so at EEF's sole cost, and EEF shall have access to the Wal-Mart Property for the purpose of such installation and thereafter to maintain and replace such screens.

xi. Wal-Mart, at its sole cost and expense, shall complete the masonry screening wall at the southwest corner of the Wal-Mart building, which screening wall shall be used as an art wall to display art from time to time. The art shall be selected for display on the art wall in accordance with a selection process approved jointly by EEF and Wal-Mart. EEF and Wal-Mart shall each pay one half (1/2) of the cost of the art work to be displayed on the art wall, up to a maximum of \$50,000 to be paid by each party. In the event the aggregate cost of the artwork exceeds \$100,000, all of such excess shall be the sole cost of EEF.

B. Work Off Wal-Mart Property-The Master Developer agrees to complete the following work off the Wal-Mart Property:

i. Master Developer shall complete the service roads as shown on Exhibit H attached hereto and made a part hereof by this reference. Inca shall be completed from an area not less than the portion beginning from Hampden and extending to the temporary service road running along the southern portion of the



Walmart  
Store # 2751

601 Englewood Pkwy

FLOYD

GALAPAGO

ENGLEWOOD PKWY

Location of  
Art Wall

SCALE: 1 Inch = 100 feet  
DATE: July 27, 2010  
PHOTO DATE: 2008





CITY OF ENGLEWOOD  
COMMUNITY DEVELOPMENT

---

Continuum Partners, LLC  
Attn: Kevin Foltz  
355 S. Teller Street, Suite 210  
Lakewood, CO 80226

May 12, 2011

Dear Kevin,

The Denver Seminary PUD Amendment 2 states "The Developer shall provide City approved public art work/entry feature at the southeast corner of the site. The City shall prepare a separate written agreement regarding the type, size, installation and maintenance of the feature." The following is a summary of the design criteria for public art/entry features envisioned at the four entry ports of the City. This information provides a starting point for defining the type of public art/entry feature to be located at the southeast corner of the Kent Place project.

**Design Criteria for Entry Port Art**

In an effort to develop the image of the City of Englewood, four primary entry points into/out of the City have been identified. These points are at South Broadway and Yale Avenue (at the northern city limit), at South Broadway and Big Dry Creek, just south of Belleview Avenue (near the southern city limit), at Santa Fe Drive and Hampden Avenue (near the western city limit) and at Colorado Highway 285 and University Boulevard (at the eastern city limit).

It was proposed that the celebration of these entry ports be achieved via civic art installations in each location.

The City of Englewood has a significant collection of public art throughout the downtown, medical district and City Center. By extending this fine art program out to the entry ports, the identity of the City of Englewood is reinforced as a viable, current, sophisticated, diverse city; a desirable place to work, shop, live and play.

Below are statements of intent for the four entry ports that shall be used as guidelines for the fine art installation at southeast corner of the Kent Place project.

1. Works of art shall incorporate the words "City of Englewood" or "Englewood" and possibly the City logo as a part of a common base beneath at least one of the works at each location.
2. The work of art at each entry port shall stand on its own merits and still relate to each of the other ports in a manner which will unify the entry ports and emphasize the city boundaries.
3. Each entry port location may be treated as an installation of one or several pieces of art.
4. Materials from which the art is created shall be limited to only those most appropriate for application in a populated, urban area, with special consideration given to their requiring only reasonable maintenance and repair. Fragile, high maintenance materials, finishes and/or details will not be considered acceptable.
5. Works of art shall be created in a manner which will make them compliant with all applicable codes and laws, including the Federal Americans with Disabilities Act.
6. Works of art shall be site specific, successfully relating to the unique natural and built environment at each location.
7. Works of art shall cause viewers to take note of the work, thereby taking note of its location in the City of Englewood.
8. Works of art shall be inviting and approachable, appealing to a diverse audience.
9. Works of art shall be created with consideration for both vehicular and pedestrian audiences, their sightlines, their safety and their enjoyment.
10. Initially, all four entry ports were to feature the work of one artist. Lawrence Argent was the artist chosen for the "Virere" art/entry feature at South Broadway and Yale Avenue.
11. Works of art shall be created with consideration for both day and night viewing, optimizing the enjoyment of the art under both conditions.

Please share this information with your team. In the next week or two, please schedule a meeting with our staff to discuss process and implementation of the entry port art. If you have any questions, please contact me at 303-762-2352.

Bell, AICP  
Planner II

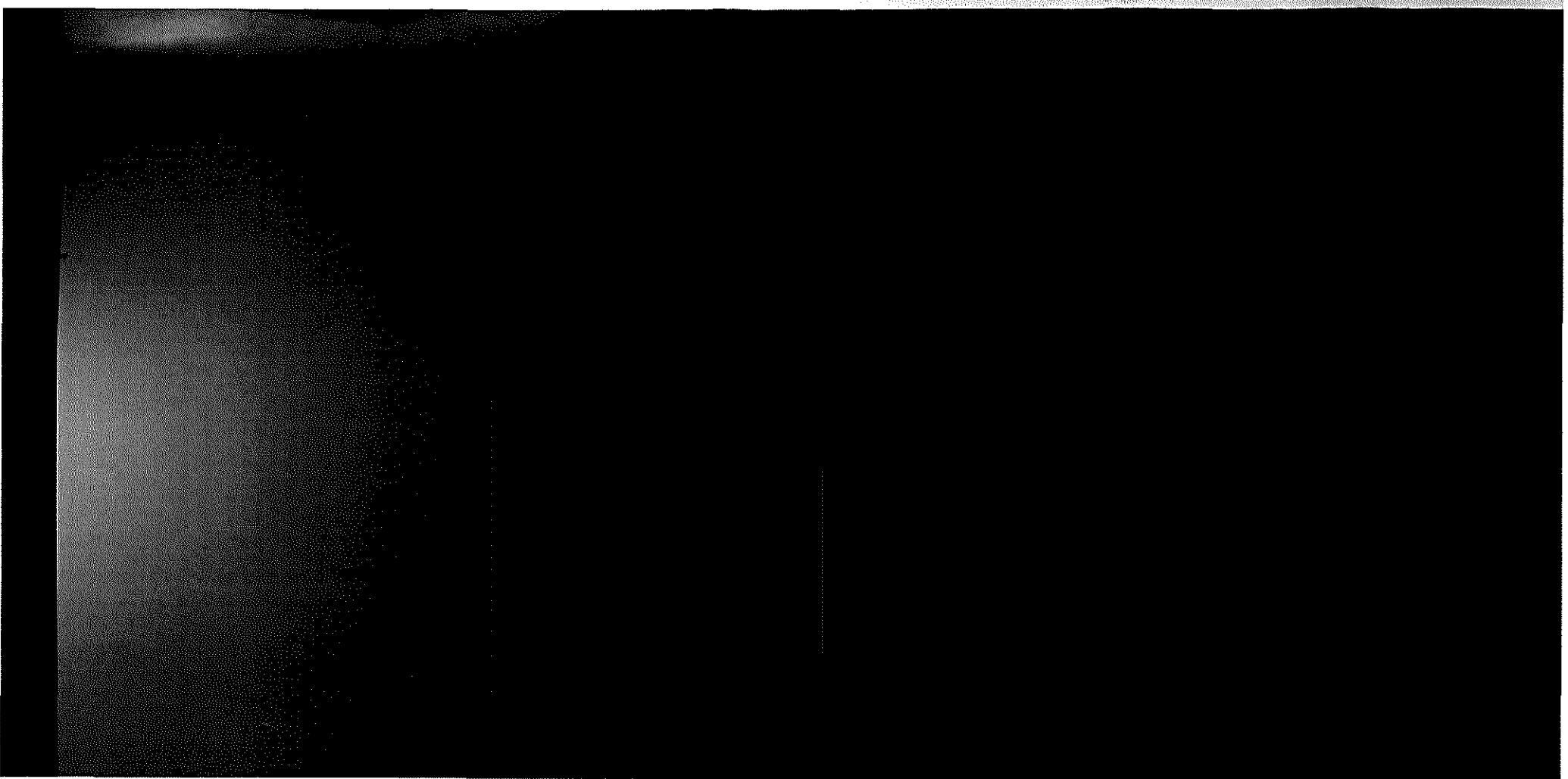
DEMORITION OR CONSTRUCTION ACTIVITY SHALL OCCUR ON SUNDAY OR ANY OTHER HOLIDAY EXCEPT AS NECESSARY TO MAKE UP CONSTRUCTION SCHEDULE DELAYS RESULTING FROM WEATHER EXTREMES OR NATURAL DISASTER OCCURRENCES.

CLERK AND REC'D

P
P
P
P
P
P
P
P
P
P

- 15. THE DEVELOPER SHALL PROVIDE CITY-APPROVED PUBLIC ART WORK/ENTRY FEATURE AT THE SOUTHEAST CORNER OF THE SITE. THE CITY SHALL PREPARE A SEPARATE WRITTEN AGREEMENT REGARDING THE TYPE, SIZE, INSTALLATION AND MAINTENANCE OF THE FEATURE.
- 16. EXCEPT FOR THE REFERENCE TO TITLE 16 - ZONING REGULATIONS IN THE BACKGROUND SECTION ABOVE AND MODIFICATION SECTION ABOVE, REFERENCES CONTAINED IN THIS PUD TO TITLE 16 ARE TO TITLE 16 - UNIFIED DEVELOPMENT CODE OF THE ENGLEWOOD MUNICIPAL CODE AS AMENDED.
- 17. IN THE EVENT OF A CONFLICT BETWEEN THE SPECIFIC PROVISIONS OF THIS PUD AND TITLE 16, THE SPECIFIC PROVISIONS OF THIS PUD SHALL CONTROL.
- 18. DEVELOPMENT RESTRICTIONS AND COVENANTS TO BE PROVIDED BY DEVELOPER ARE NOT ENFORCEABLE BY THE CITY.

*Kent Place PUD*



## **MEMORANDUM**

**To: Deputy Chief of Police Jeff Sanchez**  
**From: Commander Gary Condreay**  
**Date: October 9, 2015**  
**Subject: Council Request 15-203**

---

**Council Request 15-203**  
**Assigned to: Code Enforcement**  
**Date Assigned: October 7, 2015**

### **Code issues at the Englewood Depot**

---

Code Enforcement Officer Haleigh Shafer inspected the property at 3098 S. Galapago St. on October 8 and found only minor overgrown weeds on the property along the fence line on the north side of the lot. She spoke with the property owner by phone and informed him of the complaint. He stated he would do another sweep of the weeds. He also confirmed that the remaining bushes/shrubs on-site are flowers – not weeds – and only appear dead/dying due to no longer being in-season for growth. Officer Shafer will re-inspect the property for compliance on October 16.

## **MEMORANDUM**

**To: Deputy Chief of Police Jeff Sanchez**  
**From: Sergeant Reid McGrath**  
**Date: October 14, 2015**  
**Subject: Council Request 15-205**

---

### **Council Request 15-205**

**Assigned to: Police**

**Date Assigned: October 7, 2015**

### **CityCenter Vagrant Behavior Concerns**

---

In September, 2014 (please see Council Request #14-184), the Police Department outlined several issues relating to the homeless population at CityCenter Englewood, particularly around the Englewood Civic Center. Since then these problems have been significantly reduced through a combination of efforts by the Impact Team and our Patrol officers. However, issues continue and efforts to minimize these issues will remain a top priority of the Police Department and Impact Team.

Last fall, the CityCenter area was experiencing an unusually high number of crime and quality-of-life concerns related to criminal activity associated with the homeless/transient population. This occurred, in part, because the City of Denver recently began an aggressive push to rid its parks of homeless people. In addition, many areas once occupied by the homeless have been or are currently under construction. The RTD light rail station and adjacent RTD bus depot have allowed transients to move out of Denver and into the first-tier suburbs such as Englewood.

Business owners and customers in the CityCenter area are upset that transients are committing quality-of-life crimes. In addition, transients will often loiter in the area to use the public computers in the Library, as well as use the CityCenter Community Center (901 Englewood Parkway) which provides resources for transients. As of October 1, 2015, the CityCenter Community vacated the 901 Englewood Parkway location and are relocating at 4356 S. Broadway. The Deputy City Manager has arranged meetings in the past with all of the various stakeholders in an attempt to reduce the seriousness of the problem.

Police Officers and the Impact Team are working on this problem using a variety of responses. Patrol officers conduct extra patrols that are specific to the violations that are occurring. Patrol supervisors have been directed to allocate additional resources in this area and do so as staffing allows. The Impact Team is also conducting extra patrols, as well as directed enforcement projects in the area. During this year, the Impact Team, with assistance from Patrol and Traffic Officers, have conducted six directed enforcement projects in this area.

This project consists of dedicating between six and eight officers whose sole assignment is to focus enforcement efforts in the area between W. Hampden Ave. and W. Floyd Ave, from the CityCenter area to South Broadway as well as Cushing Park. Officers working this assignment work on bicycles, motorcycles, marked and un-marked police cars, and some officers are in plainclothes. Additionally, the Impact Team meets with businesses, community groups and City employees in the area to seek assistance.

The Impact Team has always maintained a good partnership with local community/homeless advocacy organizations. Communication between the Police Department and these advocacy groups occurs regularly. Each group has always offers what it can in terms of resources and referrals.

In addition, there is a new manager at the Alexan who is actively working with the Impact Team to address issues related to the apartment complex.

A review of Police calls for service from January 1, 2015 to October 1, 2015 indicates that Englewood Police Officers had 365 total events in the 800 block of Englewood Parkway. Of these, 34 were extra patrols and seven were business checks. This data excludes the Alexan where Officers conducted 79 extra patrols and four business checks. The extra patrols do not reflect when officers merely drove through the area, but would indicate they spent an extended period of time in the area and were out on foot.

As of October 15, 2015, the Impact Team will be fully staffed for the first time in over a year. This staffing level will allow the Impact Team to conduct additional enforcement efforts in the area. The Impact Team will be doing bicycle patrols both in uniform and plainclothes and will be organizing additional directed enforcement projects with the assistance of Traffic and Patrol Officers. Working issues in this area will be a top priority of the Impact Team.

The Police Department has been extremely involved and proactive with the local transient community and the various church-based groups at all levels. As the Department continues to address these issues we will keep city leaders updated on any resources and assistance that may be necessary.



## MEMORANDUM

**TO:** Chief Collins

**FROM:** Commander Sam Watson  
Sergeant Martin  
Sergeant Contos  
Sergeant Fender

**DATE:** September 17, 2014

**SUBJECT:** Council Request 14-184 (Update on Safety/Drug Task Force)

---

**Council Request:** 14-184  
**Assigned to:** Commander Watson  
**Date Assigned:** September 17, 2014  
**Information regarding illegal drug issues and other crime "Hot Spots" in the City of Englewood**

---

Currently, the Multi-Jurisdictional Arapahoe County Impact Team (MJACIT) is responsible for the investigation of illegal drug and narcotics cases in Arapahoe County, to include the City of Englewood. In addition to these duties, this team is also responsible for the investigation of pattern crimes throughout the county (including Englewood). Currently, the Englewood Police Department has two members assigned to MJACIT (a sergeant and an investigator).

The Chiefs and Sheriffs of the law enforcement agencies within Arapahoe County have determined that a dedicated task force focusing only on illegal drugs and narcotics cases will be beneficial in combating the increased illegal drug and narcotics cases throughout the county (prior to 2012, illegal drug cases were handled by the now disbanded South Metro Drug Task Force). As of today, this new drug task force is not yet operational – the involved entities are in the process of assigning personnel, working through administrative issues, and reviewing the Intergovernmental Agreement. The staffing levels of the new task force are still being determined but will likely have 12 members (two of which will be from the Englewood Police Department).

When the new drug task force is operational, the mission will be to:

- Decrease the availability of illegal drugs in the areas served by the task force.
- Provide a deterrent to the trafficking of illegal drugs by increasing the risk of detection, apprehension, prosecution and conviction.
- Decrease the profitability of drug trafficking through seizure and forfeiture of illegally obtained items and currency.
- Coordinate and cooperate with other local, state and federal agencies to help reduce drug availability on a state, multi-state and national level.

- Coordinate and cooperate with other local, state and federal agencies to identify illegal drug activity that may involve other pattern crimes and ensure that these activities are thoroughly investigated and/or referred to the appropriate agency.

Most of the illegal drug cases the Englewood Police Department usually encounters involve methamphetamine, to include the possession and distribution of this substance. The city continues to see methamphetamine as the most prevalent illegal drug; however, over the past four years we have seen an increase in heroin possession cases. This is likely due to the abuse of prescription opiates, which over time often leads to the use of heroin as a less expensive and easier obtained alternative. Below is a breakdown of heroin cases in Englewood.

	<u>Total Cases</u>
• 2010	1
• 2011	6
• 2012	15
• 2013	28
• 2014 (to date)	19

Below is a breakdown of total felony drug arrests in the city of Englewood. This breakdown includes all felony cases (Schedule I, II, III, IV and V).

	<u>Total Cases</u>
• 2010	72
• 2011	96
• 2012	118
• 2013	125
• 2014	75 (through July of 2014)

(Currently our reporting system doesn't allow these cases to be broken down by specific drug type.)

The increased use of heroin and opiate-based prescription drugs throughout Arapahoe County and all county municipalities has resulted in an increase in overdose deaths related to the abuse of those substances. Since 2012, Englewood has had 12 heroin-related overdose deaths. In 2013, there were a total of 17 drug-related overdose deaths (6 of those from heroin). Year-to-date for 2014, there has been a total of 13 drug-related overdose deaths (four of those from heroin).

Additionally, since South Metro Drug Task Force was disbanded, the number of distribution cases submitted to the DA's office has decreased dramatically (while at the same time drug arrests have increased). Distribution cases are those incidents in which the suspect was arrested for distributing the drugs, not just possessing the drugs.

In regards to the homeless/transient population and their involvement in illegal drug cases, it is not possible to give statistical data on their involvement. It is apparent, however, that they are more likely

to be involved in the possession (rather than distribution) of illegal drugs and that they often abuse alcohol and drugs as a means to deal with other underlying issues such as mental illness.

In regards for information on crime trends/hot spots in the city, the following is a description of areas that have been identified (by crime analysis) as high calls for service and high crime areas and are receiving specific attention by the police.

1. **CityCenter Englewood area** - This area is experiencing an unusually high number of crime and quality of life concerns related to criminal activity associated with the homeless/transient population. Since the City of Denver began an aggressive push to rid its parks of homeless people, the RTD light rail station and adjacent RTD bus depot have allowed transients to move out of Denver and into the first-tier suburbs, such as Englewood. The business proprietors and customers in the CityCenter area are upset that transients are committing quality of life crimes such as shoplifting, alcohol violations, loitering, public intoxication, burglary, drug offenses, etc. Many of the transients use the public computers at the Library inside the Civic Center building for social networking to communicate with acquaintances. They will spend most of the day on and off the computers at the Library. The Library has reported that parents are wary of bringing their children to the Library because they are uncomfortable with the number of homeless people in the Library. The homeless day center located at 901 Englewood Parkway provides services for transients, and oftentimes they will loiter near the day center, adjacent to nearby businesses, creating an uninviting environment according to local businesses.

*Police Officers and the Englewood IMPACT Team are working on this problem using a variety of responses. Patrol officers are conducting extra patrols specific to the violations. The IMPACT Team is also conducting extra patrols, as well as directed enforcement projects in the area. Additionally, IMPACT meets with all of the businesses, community groups and City employees in the area to seek assistance. The Deputy City Manager arranged meetings with all of the stakeholders in an attempt to reduce the seriousness of the problem.*

2. **Cushing Park** - Cushing Park is located about one block north of the CityCenter area. The park has shelters that are inviting for transients to loiter for long periods of time. Additionally, recent information sharing between Englewood PD and the Denver Police Gang Unit has determined that gang members are also in this area selling drugs such as heroin and methamphetamine to transients. Recent contacts with transients and gang members have resulted in drug arrests, warrant arrests, and individuals possessing weapons such as knives. Citizens have expressed their concerns about bringing children to the park playground due to the transient population that remains in the park all day. A nearby flood control zone/open space across the street from Cushing Park is frequently used by transients to sleep at night, as it is heavily treed and transients cannot be seen from the street.

*Similar to the response at the CityCenter, officers (including IMPACT) are conducting extra patrols and directed enforcement projects. IMPACT is also working with the Parks Department on environmental changes to the park (to make it less desirable for the transients).*

3. **3500 block South Bannock** - There are instances of organized criminal activity involving several apartment buildings located in this block. Criminal activity including drugs, stolen vehicles, and burglaries are also being investigated and several tenants/occupants and owners are involved.

The police department and other law enforcement agencies are investigating this criminal activity. To protect the integrity of ongoing law enforcement investigations, details cannot be released. This criminal activity is a catalyst for other crimes that are being experienced in Englewood such as residential burglaries, fraud, large scale retail theft, and drug activity.

- 4. Transient motels** - There are four motels in Englewood that support clients that cannot usually afford more expensive motels, apartment rentals, or property ownership. These motels tend to operate on a cash only basis, resulting in poor record keeping, clients that are less than cooperative with law enforcement, and clients that wish to avoid contact all together. In addition, the Colorado Department of Corrections places newly released parole clients at the Englewood motels until more permanent housing can be found. Among the clients that use the motels are those that further criminal activity such as drugs, fraud, theft, assaults, and auto theft.

*Police Officers are conducting extra patrols and directed enforcement at these locations. Additionally, IMPACT works with the property owners and managers to hold them responsible for nuisance violations.*

- 5. Large apartment complexes** - There are two very large groups of apartments in Englewood. Three complexes occupy the area near East Girard Avenue and South Gilpin Street. This area encompasses thousands of apartments in three large complexes. Criminal activity in this area is mostly due to crimes of opportunity, such as thefts from vehicles, auto thefts, and burglaries. Family related crimes such as domestic disturbances and noise issues also make up a large portion of the criminal activity in this area. The other large apartment complex is in the area of Broadway and Belleview. This complex has been less than cooperative with police in the past, with management and employees supporting criminal activity such as auto thefts and local burglaries. Current problems relate to domestic disturbances, drugs, and noise disturbances.

*Police conduct extra patrols and take a low tolerance approach to violations in these areas. IMPACT continues to attempt to work with the owners and management of these locations.*

- 6. Retail crime** - With hundreds of retail businesses in Englewood, theft and other forms of property crime is a problem, with victims encompassing both business entities and individual citizens. Fraud at times can be a side effect of drug crimes because people need money to buy drugs, and they will often commit crimes related to fraud to obtain money to buy drugs. Fraud and shoplifting occur frequently at our larger retailers such as Walmart, Kmart, King Soopers, and Safeway.

*Englewood has a large population of elderly citizens. Financial scams commonly target Englewood's senior population and the police regularly hold meetings at senior centers regarding scam education and prevention. Additionally, IMPACT and Police Community Relations Specialist work closely with the businesses in an attempt to make them less of a "target" for criminal activity.*

- 7. Transients panhandling at major intersections and business districts** - Large intersections such as Broadway & Belleview and the business districts along Broadway and Hampden Avenue often

see complaints regarding panhandlers. The increase in panhandling is directly related to the increase in transient activity. Citizens often report the panhandlers are aggressive and approach cars at stop lights and are rude to passing pedestrians. The panhandlers are difficult to track because they move around the area throughout the day.

*Officers conduct extra patrols in these areas and take a low tolerance approach to violations. IMPACT also meets and works with businesses in close proximity to these locations to seek assistance with this problem.*

This report illustrates an increase in crime and calls for service related to several specific locations in the City. There are several conditions that exist that impact the ability of our department to have a positive influence on these problems:

-Throughout the city, crime and calls for police service continues to rise. Additionally, the nature of these calls require several officers to respond.

-The Police Department has held several positions vacant, many officers have had injuries, and one officer is frequently gone on military duty. Additionally, the demand on officers relative to report writing, handling and booking of evidence, and processing and transporting of prisoners has increased.

-Patrol shifts are often at minimum staffing. When an officer becomes sick or injured (or otherwise requires time off) IMPACT or Traffic Officers are used to cover the shift so that it is at minimum staffing. When a patrol shift is working at minimum staffing, the officers are primarily acting in a reactive mode responding to calls for service, and their ability to be proactive and conduct selective or extra patrols is diminished.



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

---

MEMORANDUM

TO: Michael Flaherty, Acting Director Community Development  
FROM: Lance Smith, Chief Building Official  
DATE: October 5, 2015  
SUBJECT: CR #15-207 4245 S Delaware St.

15-207 (Report of unsafe front porch – 4245 S. Delaware)

The front porch railing was found to be in failure and a Notice of Violation was posted at the site and a copy mailed to the owner.

The porch is approximately 24 inches in height and would not require that a guardrail be provided. The owner has been given the option to either remove the rail in its entirety or replace after securing the required permits.

# MEMORANDUM

**To:** John Collins, Chief of Police  
**From:** Jeff Sanchez, Deputy Chief  
**Date:** October 15, 2015  
**Subject:** Council Request #15-208

---

## **Council Response #15-208 – Code Violations – Cherokee and Delaware**

- Report of debris and tree limbs in the alley behind 4233 S. Cherokee Street
- Report of Code issues in the alley between Delaware and Cherokee in the 4200 block south

**Assigned to:** Police/Code Enforcement

**Date Assigned:** October 13, 2015

---

On 10/6/15, Code Officer Tracie Clampitt responded to a call regarding Code violations at 4233 S. Cherokee St. A Notice of Violation was issued for 15-7-3 Trash/Litter and 15-6-1 Grass/Weeds. The follow-up date was set for 10/14/15. Upon follow-up inspection, the property is now in compliance.

An inspection of the alley was completed on 10/14/15 and the following Notices of Violation were issued:

- 4201 S. Cherokee St. – 15-7-3 Trash/Litter (carpet) and 15-6-1 Grass/Weeds
- 4287 S. Cherokee St. – 15-7-3 Trash/Litter (tree debris)
- 4292 S. Delaware St. – 15-6-1 Grass/Weeds