

BY AUTHORITY

ORDINANCE NO.
SERIES OF 2011

COUNCIL BILL NO. CB11-0838
COMMITTEE OF REFERENCE:
Land Use, Transportation & Infrastructure

A BILL

For an ordinance approving a Project Funding Agreement for the Peoria Grade Separation Crossing between Denver, Aurora, and the Regional Transportation District, establishes capital grant fund numbers and appropriates the budget for such grant funds.

WHEREAS, as part of RTD’s East Corridor Project, it has been determined that a grade separated structure at Peoria is necessary to enhance railroad, commuter rail and traffic safety;

WHEREAS, Denver, Aurora and RTD have agreed to share in the cost of such grade separated structure;

WHEREAS, Denver’s share of the cost is going to be funded through Better Denver Bonds previously allocated for such purpose; and,

WHEREAS, pursuant to the terms of the Peoria Funding Agreement, Aurora and RTD agree to pay their share of the costs of such grade separated structure.

NOW THEREFORE,

BE IT ENACTED BY THE COUNCIL OF THE CITY AND COUNTY OF DENVER:

Section 1. The Project Funding Agreement for the Peoria Grade Separation Crossing between the City and County of Denver, the City of Aurora and the Regional Transportation District, in the words and figures set forth in that form of Agreement, filed in the office of the City Clerk of the City and County of Denver, on the 23rd day of November 2011, City Clerk's Filing No. 11-954 is hereby approved.

Section 2. This ordinance establishes capital grant fund numbers and appropriates \$22,500,000 of which \$2,500,000 is to be received from the City of Aurora and \$20,000,000 is to be received from the Regional Transportation District towards the proposed grade separated crossing at Peoria Street as follows:

<u>Fund</u>	<u>Org</u>	<u>Project Number</u>	<u>Project Name</u>	<u>Amount</u>
38319	5011102	PI83511_001	Peoria Grade Separation Aurora Contribution	\$2,500,000
38320	5011102	PI83511_001	Peoria Grade Separation RTD Contribution	\$20,000,000

1 COMMITTEE APPROVAL DATE: November 17, 2011 [by consent]
2 MAYOR-COUNCIL DATE: November 22, 2011
3 PASSED BY THE COUNCIL: _____, 2011
4 _____ - PRESIDENT
5 APPROVED: _____ - MAYOR _____, 2011
6 ATTEST: _____ - CLERK AND RECORDER,
7 EX-OFFICIO CLERK OF THE
8 CITY AND COUNTY OF DENVER
9 NOTICE PUBLISHED IN THE DAILY JOURNAL: _____, 2011; _____, 2011
10 PREPARED BY: Karen A. Aviles, Assistant City Attorney DATE: November 23, 2011
11 Pursuant to section 13-12, D.R.M.C., this proposed ordinance has been reviewed by the office of the
12 City Attorney. We find no irregularity as to form, and have no legal objection to the proposed
13 ordinance. The proposed ordinance is submitted to the City Council for approval pursuant to § 3.2.6
14 of the Charter.
15 Douglas J. Friednash, Denver City Attorney
16 BY: _____, Assistant City Attorney DATE: _____, 2011