

ORDINANCE/RESOLUTION REQUEST

Please email requests to Stacie Loucks at
stacie.loucks@denvergov.org by **NOON on Monday**.

****All fields must be completed.****

Incomplete request forms will be returned to sender which may cause a delay in processing.

Date of Request: 10/7/11

Please mark one: Bill Request or Resolution Request

1. Has your agency submitted this request in the last 12 months?

Yes No

If yes, please explain:

2. **Title:** *(Include a concise, one sentence description – please include name of company or contractor and contract control number - that clearly indicates the type of request: grant acceptance, contract execution, amendment, municipal code change, supplemental request, etc.)*

Approval for the transfer of funds from WMD Storm Capital Improvement fund (72700) to the General Fund CIP account, specifically the Justice Center Grant fund (38196) of \$2,135,105

3. **Requesting Agency:** Wastewater Management Division

4. **Contact Person:** *(With actual knowledge of proposed ordinance/resolution.)*

- **Name:** Kimberly Watanabe
- **Phone:** 303-446-3593
- **Email:** Kimberly.Watanabe@denvergov.org

5. **Contact Person:** *(With actual knowledge of proposed ordinance/resolution who will present the item at Mayor-Council and who will be available for first and second reading, if necessary.)*

- **Name:** Lotte Lieb Dula
- **Phone:** 720-865-2516
- **Email:** Lotte.Dula@denvergov.org

6. **General description of proposed ordinance including contract scope of work if applicable:**

An Ordinance approving the transfer of funds from WMD Storm Capital Improvement fund (72700) (“Enterprise Fund”) to the General Fund CIP account, specifically the Justice Center Grant fund (38196) is requested.

The fund transfer is associated with an administrative “book transfer” to take the land located at 52nd & Emerson out of the General Fund’s list of assets and put it into the Enterprise Fund’s list of assets. D.R.M.C 56-117 directs all stormwater fees and charges to the Enterprise Fund and specifies that transfer from that Fund to any other account of the city is not allowed except to pay for expenses directly attributable to storm drainage activities. The requested transfer of funds is not for general or other governmental purposes of the city; instead, the transfer of funds will follow the transfer of assets. WMD will use the transferred asset for storm drainage purposes, namely a constructed wetland pilot project to demonstrate the benefit of a regional approach to storm water quality requirements under the City’s MS4 permit.

Background. In 2005 the City and County of Denver purchased land for the construction of the Denver Justice Center. The land purchase included several extra parcels adjacent to the construction site. In 2006 Department of Finance approved the sale to third parties of these extra parcels in order to fund completion of the Denver Justice Center project. After discussions with City Council, the Mayor’s office and other city officials, it was determined to be in the City’s best interest to retain these parcels to support future westward expansion of the civic center corridor toward Speer Blvd. To find a replacement funding source for the Justice Center project, the Division of Real Estate worked with City Council and City staff to identify alternative parcels to be sold to third parties. 19.6 acres at 52nd & Emerson was identified through this process. Wastewater then requested the transfer of management of these parcels for storm drainage purposes, namely a pilot regional water quality project.

Parcel Description. Parcels A and B of the site at 52nd and Emerson. Parcel A is 9.32 Acres and Parcel B is 10.28 acres. Discussions between Real Estate and Public Works subject matter experts set the fair market value at \$2.50 per square foot.

To be completed by Mayor’s Legislative Team:

SIRE Tracking Number: _____

Date Entered: _____

****Please complete the following fields:** (Incomplete fields may result in a delay in processing. If a field is not applicable, please enter N/A for that field.)

- a. **Contract Control Number:** N/A
- b. **Duration:** Perpetuity
- c. **Location:** 52nd Avenue and Emerson St.
- d. **Affected Council District:** 9
- e. **Benefits:** The proposed ordinance will provide concurrent benefits to the City: 1) transfer of funds will be consistent with transfer of assets; 2) funding will be available for completion of the Denver Justice Center project; and 3) Wastewater Management will gain transferred land that it requires for stormwater drainage purposes, namely a facility for a regional water quality pilot project. Both the Justice Center and water quality project will improve upon the health, safety, comfort, convenience, and welfare of all the people of the City, region and State.
- f. **Costs:** \$2,135,105.

7. Is there any controversy surrounding this ordinance? (Groups or individuals who may have concerns about it?) **Please explain.**

No.

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