

ORDINANCE/RESOLUTION REQUEST

Please email requests to Angela Casias
at angela.casias@DenverGov.org by **12:00 pm 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: July 18, 2017

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, contract amendment, municipal code change, supplemental request, etc.**)*

Approval of contract execution for the Design/Build Construction contract with Saunders Construction, LLC for \$44,990,100 for the design and construction of the City Park Golf Course Improvements project.

3. Requesting Agency:
Public Works Capital Projects

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

- **Name:** Steven Coggins David Huntsinger
- **Phone:** 720-865-3043 720-913-8822
- **Email:** steven.coggins@denvergov.org david.Huntsinger@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:** Angela Casias
- **Phone:** 720-913-8529
- **Email:** angela.casias@denvergov.org

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

This contract is to renovate the City Park Golf Course to provide a high quality 18-hole regulation municipal golf course designed and constructed to United States Golf Association (USGA) recommendations/guidelines, modified to City standards, that has a more efficient layout while integrating detention that provides flood protection to the community, improves water quality, and provides enhanced public space and facilities. The work included for this procurement includes the design and construction of the City Park Golf Course, integrated detention, short game/chipping area, driving range, First Tee facilities, putting greens, irrigation, parking lots, retaining walls, accessory/outbuilding structures, as well as potential demolition and reconstruction of the clubhouse.

****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 – please do not leave blank.)*

- a. Contract Control Number:** 201732257
- b. Contract Term:** Notice to Proceed to June 2020
- c. Location:** City Park Golf Course
- d. Affected Council District:** District 9

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e. **Benefits:** The following goals have been established for the Project:

1. Provide a safe environment for the public and Project team personnel.
2. Deliver the design and construction of the Project to a high level of quality, meeting the technical requirements of the RFP.
3. Provide a high-quality golf course that incorporates a Park style course with a level-of-play compatible with all skill levels and handicaps.
4. Provide a clubhouse that meets the needs of the community and City Parks & Recreation – Denver Golf.
5. Provide integrated detention that provides flood protection to the community, including water quality features.
6. Implement and maintain a community outreach program during design and construction.
7. Provide a solution that maintains historic character and viewsheds.
8. Provide a solution that reduces long-term operations and maintenance.
9. Minimize impacts to the local community and maintain the flow of vehicular and pedestrian traffic around the Project site with minimal disruption.

f. **Contract Amount (indicate amended amount and new contract total):** \$44,990,100.

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

Yes. This project is the subject of a pending lawsuit, *MacFarlane v. City and County of Denver*, 2016CV32126. Plaintiffs allege that the project violates the Denver Charter by leasing a portion of the park to either CDOT or from Parks to Public Works and that the project violates both the Charter and Zoning Code by converting park land to a non-park purpose. We disagree with plaintiffs. No park land is being leased, nor will this project convert land to a non-park use. As noted above, the contractor will build a high quality 18-hole regulation municipal golf course with a more efficient layout while integrating detention while integrating detention for flood protection and water quality.

This project is part of the larger Platte to Park Hill project, which is also discussed in *Zeppelin v. Federal Highway Administration*, 17cv01661. In that case, plaintiffs allege that the City's Platte to Park Hill project and the Central 70 project are "connected actions" and that the Central 70 environmental impact analysis is deficient because it failed to include the impacts of the P2P project. In addition, plaintiffs claim that the analysis was also incomplete for failing to assess the impacts to the City Park Golf Course, which is listed on the National Register of Historic Places. The Federal Highway Administration concluded in the Record of Decision that the two projects are not connected actions for the purposes of NEPA. The projects are proposed by different agencies, respond to different needs, serve different purposes, have independent utility, and can function independently of each other if one of them was not built. The City is not a defendant in that action.

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