

REQUEST FOR ORDINANCE TO RELINQUISH EASEMENT

TO: Caroline Martin, City Attorney's Office

FROM: Matt Bryner
Director, Department of Transportation & Infrastructure Right-of-Way Services

PROJECT NO: 2019-RELINQ-0000014

DATE: January 31, 2020

SUBJECT: Request for an Ordinance to relinquish a portion of a 10 foot easement reserved for a ditch in block 1 lots 31, 32, and 33, as established by Kentucky Gardens Plat, dated August 8, 1938. Located at West Tennessee Avenue and Morrison Road.

It is requested that the above subject item be placed on the next available Mayor Council Agenda.

This office has investigated the request of Ted Swan of Ware Malcomb, dated September 11, 2019 on behalf of Gorman & Company for the relinquishment of said easements.

This matter has been checked by this office and has been coordinated with Asset Management; Comcast; the City Councilperson; CPD: Planning Services; Historic Preservation/Landmark; Denver Water; Denver Fire Department; City Forestry; Parks and Recreation; Engineering, Regulatory, and Analytics Transportation and Wastewater; Public Works: Construction Engineering; Public Works – Policy and Planning; Metro Wastewater Reclamation District; Survey; CenturyLink; and Xcel Energy, all of whom have returned our questionnaires indicating their agreement.

As a result of the investigations, it has been determined that there is no objection to relinquishing the subject easement.

Therefore, you are requested to initiate Council action to relinquish the easements in the following described area(s):

INSERT PARCEL DESCRIPTION 2019-RELINQ-0000014-001 HERE

A map of the area and a copy of the document creating the easement are attached.

MB:dp

cc:

City Councilperson & Aides
City Council Staff – Zach Rothmier
Department of Law – Bradley Beck
Department of Law – Deanne Durfee
Department of Law – Maureen McGuire
Department of Law – Martin Plate
Department of Transportation & Infrastructure,
Manager's Office – Alba Castro
Department of Transportation & Infrastructure,
Legislative Services – Jason Gallardo
Department of Transportation & Infrastructure,
Survey – Paul Rogalla

City and County of Denver Department of Transportation & Infrastructure
Right-of-Way Services / Engineering & Regulatory
201 W Colfax Ave, Dept 507 | Denver, CO 80202
www.denvergov.org/doti
Phone: 720-865-3003

ORDINANCE/RESOLUTION REQUEST

Please email requests to Jason Gallardo at Jason.Gallardo@denvergov.org by **12:00pm on Monday**. Contact him with questions.

Date of Request: **January 31, 2020**

Please mark one: **Bill Request** or **Resolution Request**

1. Type of Request:

- Contract/Grant Agreement** **Intergovernmental Agreement (IGA)** **Rezoning/Text Amendment**
- Dedication/Vacation** **Appropriation/Supplemental** **DRMC Change**
- Other: Easement Relinquishment**

2. Title: (Start with *approves, amends, dedicates*, etc., include name of company or contractor and indicate the type of request: grant acceptance, contract execution, contract amendment, municipal code change, supplemental request, etc.)

Request for an Ordinance to relinquish a portion of the 10 foot easement, as established by Kentucky Gardens Plat, dated August 8, 1938 at West Tennessee Avenue and Morrison Road.

3. Requesting Agency: Department of Transportation Infrastructure Engineering and Regulatory

4. Contact Person:

Contact person with knowledge of proposed ordinance/resolution	Contact person to present item at Mayor-Council and Council
Name: Devin Price	Name: Jason Gallardo
Email: devin.price@denvergov.org	Email: Jason.Gallardo@denvergov.org

5. General description or background of proposed request. Attach executive summary if more space needed:

Request for an Ordinance to relinquish a portion of the 10 foot easement, as established by Kentucky Gardens Plat, dated August 8, 1938 at West Tennessee Ave and Morrison Road.

6. City Attorney assigned to this request (if applicable): Martin Plate

7. City Council District: City Councilwoman Torres District 3

8. **For all contracts, fill out and submit accompanying Key Contract Terms worksheet**

To be completed by Mayor's Legislative Team:

Resolution/Bill Number: _____

Date Entered: _____

Key Contract Terms

Type of Contract: (e.g. Professional Services > \$500K; IGA/Grant Agreement, Sale or Lease of Real Property):

Vendor/Contractor Name:

Contract control number:

Location:

Is this a new contract? Yes No Is this an Amendment? Yes No If yes, how many? _____

Contract Term/Duration (for amended contracts, include existing term dates and amended dates):

Contract Amount (indicate existing amount, amended amount and new contract total):

<i>Current Contract Amount</i> (A)	<i>Additional Funds</i> (B)	<i>Total Contract Amount</i> (A+B)
<i>Current Contract Term</i>	<i>Added Time</i>	<i>New Ending Date</i>

Scope of work:

Was this contractor selected by competitive process?

If not, why not?

Has this contractor provided these services to the City before? Yes No

Source of funds:

Is this contract subject to: W/MBE DBE SBE XO101 ACDBE N/A

WBE/MBE/DBE commitments (construction, design, Airport concession contracts):

Who are the subcontractors to this contract?

To be completed by Mayor's Legislative Team:

Resolution/Bill Number: _____

Date Entered: _____

EASEMENT RELINQUISHMENT EXECUTIVE SUMMARY

Project Title: 2019-RELINQ-0000014 Kentucky Gardens Ditch at West Tennessee Ave and Morrison Road

Owner name: Gorman & Company

Description of Proposed Project: Request for an Ordinance to relinquish a portion of a 10 foot easement reserved for a ditch in block 1 lots 31, 32, and 33, as established by Kentucky Gardens Plat, dated August 8, 1938. This ditch is no longer in use. This is located at West Tennessee Avenue and Morrison Road.

Explanation of why the public right-of-way must be utilized to accomplish the proposed project: Redevelopment for a new affordable housing community.

Background: N/A

Location Map: Continued on next page.

