



**NOTICE AND AGENDA
SPECIAL MEETING
IDAHO SPRINGS CITY COUNCIL
CITY HALL
MONDAY, NOVEMBER 4, 2019
5:30 P.M.**

CALL TO ORDER

ROLL CALL

Executive session under C.R.S. section 24-6-402(4)(a), (b) and (e) to discuss the purchase, acquisition, lease, transfer, or sale of any real, personal, or other property interest; matters that may be subject to negotiations; and to receive legal advice concerning the same.

ADJOURNMENT



**NOTICE AND AGENDA OF A
WORK SESSION**

**Idaho Springs City Council
Council Chambers, City Hall
Monday, November 04, 2019
6:00 P.M.**

- ❖ 2018 International Codes update-Safebuilt
- ❖ Argo Development Agreement-Carmen
- ❖ Design of upper VCMP trail-Alan
- ❖ 2020 Budget & Salary Schedule-CA
- ❖ Business Improvement Grant update-Jon
- ❖ Tree Lighting update-Jon
- ❖ Flowers update-Jon
- ❖ Cemetery map-Diane



TO: Mayor Hillman and City Council Members

FROM: Dan Wester, Building Official

CC: Andy Marsh, City Administrator

DATE: September 18, 2019

SUBJECT: 2018 Building Code Adoption

Building Department staff has put together the attached documents to identify major changes between 2006 and 2018 Building Codes, to assist City Council with moving towards an adoption of the new Building Codes. Currently, Chapter 19 of the Idaho Springs City Code has 18 different sections and addresses Building and Building Regulations. In looking at the major changes from 2006 to 2018, building staff reviewed the code changes and how they relate to many permits in the past year, reviewed current amendments and looked at other local agencies for amendments that may be relevant. Following this memorandum, you will find two additional documents.

1. Idaho Springs City Code recommendations: This document outlines the changes in the codes from the 2006 to the 2018 in the currently adopted City code and makes recommendations of additions to the codes as well as what codes need to be removed now that they are currently covered in the 2018 code.
2. Significant Code Changes: This document outlines the major changes between the 2006 and 2018 codes and possible amendments.

Summary of Major Changes:

In order to better prepare for discussion of updating building codes, below is a brief summary of the major changes within each book between 2006 and 2018.

- International Building Code (Section 19-12)
- International Mechanical Code (Section 19-13)
- National Electric Code (Section 19-14)
- International Plumbing Code (Section 19-15)
- International Residential Code (Section 19-16)
- International Fuel and Gas Code (Section 19-17)
- International Energy Conservation Code (Section 19-18)
- International Existing Building Code – Necessary to Adopt
- International Swimming Pool and Spa Code – Necessary to Adopt
- International Fire Code – Necessary to Adopt

Red = change to current code

Purple = SAFEbuilt suggestion

- **CHAPTER 19 - Buildings and Building Regulations**
- **ARTICLE I - In General**
- **Sec. 19-1. - Building Official.**

(A) The Building Official is authorized to enforce the provisions of all codes adopted by this Chapter.

(B) The Building Official shall be appointed by the City Council as provided in [Chapter 2](#) of this Code.

(Ord. 8 §1, 2006)

- **Sec. 19-2. - Fees.**

Where any code adopted by this Chapter requires a fee, said fee shall be as set forth in the City's fee schedule.

(Ord. 8 §1, 2006)

- **Sec. 19-3. - Appeals.**

(A) Appeals of orders, decisions or determinations made by the Building Official relative to the application and interpretation of any code adopted by this Chapter shall be heard and decided upon by the City Council.

(B) An application for appeal shall be based on a claim that the true intent of the applicable code or the rules legally adopted thereunder have been incorrectly interpreted, the provisions of the code do not fully apply or an equally good or better form of construction is proposed. Applications for an appeal must be made to the City within ten (10) days of the Building Official's decision being appealed. A written request, along with an appeal fee as set forth in the City's fee schedule, must be submitted to the City Clerk, who shall schedule the matter before the City Council at its next regular meeting.

(C) When, in its sole discretion, the City Council finds the need for technical assistance relative to any appeal, the services of an independent, qualified professional may be sought so long as no undue delay results. The City Council must render a decision on every application within thirty (30) days after its first meeting at which the appeal was presented.

(Ord. 8 §1, 2006)

- **Sec. 19-4. - Penalty.**

(A) It is unlawful for any person, firm or corporation to erect, construct, enlarge, alter, repair, move, improve, remove, convert, demolish, equip, use, occupy or maintain any building, structure or equipment in the City, or to cause or permit the same to be done, in violation of any of the primary or secondary codes as adopted by this Chapter. Maintenance of any condition which was unlawful at the time it was initiated, and which would be unlawful under any of the primary and secondary codes adopted by this Chapter, if installed after the effective date hereof, shall

constitute a continuing violation. Any person, firm or corporation violating any of the provisions of any of the primary or secondary codes as adopted hereby shall be deemed guilty of a separate offense for each and every day or portion thereof during which any violation of any of the provisions of any of the primary or secondary codes occurs or continues. Any violation of any provision of this Chapter or of any code adopted by this Chapter shall be subject to the general penalty provisions set forth in [Section 1-8](#) of this Code.

(B) It is unlawful for any person, firm or corporation to erect, construct, enlarge, alter or change the use of any building or other structure within the City without first obtaining all permits required by any of the primary or secondary codes as adopted hereby. No permit shall be issued unless the plans for the proposed erection, construction, reconstruction, alteration or use fully conform to all zoning ordinances and other applicable regulations of the City.

(C) Any person, firm or corporation who commences to erect, construct, enlarge, alter or change the use of any building or other structure within the City without first obtaining all permits required by any of the primary or secondary codes as adopted hereby shall, in addition to all other applicable penalties, be liable for two (2) times the applicable permit fee for any such required permits.

(Ord. 8 §1, 2006; Ord. 4 §2, 2009)

- **Sec. 19-5. - Coordination of agencies.**

Whenever in the enforcement of any code or codes, the responsibility of more than one (1) code official or agency is involved, it shall be the duty of the code officials involved to coordinate their inspections and administrative orders as fully as practicable so that the owners and occupants of the structure shall not be subjected to visits by numerous inspectors or to multiple or conflicting orders. Whenever an inspector from any agency or department observes an apparent or actual violation of some provision of a law, ordinance or code not within the inspector's authority to enforce, the inspector shall report the findings to the code official having jurisdiction.

(Ord. 8 §1, 2006)

- **Sec. 19-6—19-10. - Reserved.**
- **ARTICLE II - Technical Codes**
- **Sec. 19-11. - Adoption.**

The following codes, one (1) copy of each of which is on file in the office of the City Clerk, are hereby adopted by reference as if set out verbatim in this Article, subject to the deletions and amendments herein specified:

(1) The International Building Code, **2018** Edition, as published by the International Code Council, 500 New Jersey Avenue NW, 6th Floor, Washington, DC 20001, Chapters 1 through 35 inclusive and Appendix Chapter I.

(2) The International Residential Code, **2018** Edition, as published by the International Code Council, 500 New Jersey Avenue NW, 6th Floor, Washington, DC 20001, Chapters 1 through **44** inclusive and Appendix Chapters **G (Remove in a Code book by itself now)** and H. Added Appendices to consider: Appendix O Automatic Vehicular Gates, Appendix Q Tiny Houses, Appendix R Light Straw-Clay Construction, Appendix S Strawbale Construction (City to discuss if they would like to adopt)

(3) The International Mechanical Code, 2018 Edition, as published by the International Code Council, 500 New Jersey Avenue NW, 6th Floor, Washington, DC 20001, Chapters 1 through 15 inclusive.

(4) The International Fuel Gas Code, 2018 Edition, as published by the International Code Council, 500 New Jersey Avenue NW, 6th Floor, Washington, DC 20001, Chapters 1 through 8 inclusive.

(5) The International Plumbing Code, 2018 Edition, published by the International Code Council, 500 New Jersey Avenue NW, 6th Floor, Washington, DC 20001, Chapters 1 through 15 inclusive.

(6) The International Energy Conservation Code, 2018 Edition, as published by the International Code Council, 500 New Jersey Avenue NW, 6th Floor, Washington, DC 20001, Chapters 1 through 6 inclusive both Commercial and Residential.

(7) The National Electrical Code, in the version adopted by the State Electrical Board, published by the National Fire Protection Association, 1 Batterymarch Park, Quincy, MA 02269.
(Ord. 8 §1, 2006; Ord. 4 §1, 2009)

Recommend adopting the 2018 International Swimming Pool and Spa Code in it's Entirety, 2018 International Property Maintenance Code and the 2018 International Existing Building Code in it's Entirety (no longer in the IBC or IRC now separate code books). Also recommend adopting the 2018 International Fire Code amending the residential fire sprinklers out.

- **Sec. 19-12. - Amendments to the International Building Code.**

The following amendments to the 2018 Edition of the International Building Code ("IBC") are hereby adopted:

(1) IBC Section 101.1 (Title) is amended by the addition of the term "City of Idaho Springs" where indicated.

(2) IBC Section 101.4.1 (Electrical) is amended by replacing "ICC Electrical Code" with "National Electrical Code as adopted by the State of Colorado."

(3) IBC Section 101.4.3 (Plumbing) is amended by deletion of the last sentence.

(4) IBC Section 101.4.4 (Property Maintenance) is amended by deletion of the Section in its entirety. Recommend adopting International Property Maintenance Code as written.

(5) IBC Section 105.1 (Required) is amended by replacing the words "building official" with "City."

(6) Section 104.10.1 "Flood hazard area" Building Official is amended to the term "City of Idaho Springs"

(7) IBC Section 109.6 (Refunds) is amended by deleting the Section in its entirety and replacing the Section with the following:

"The City may authorize refunding of any fee paid hereunder which was erroneously paid or collected. The City may authorize refunding of not more than 75 percent (75%) of the permit fee paid when no work has been done under a permit issued in accordance with this Code. The City may authorize refunding of not more than 75 percent (75%) of the plan review fee paid when an application for a permit for which a plan review fee has been paid is withdrawn or cancelled before any plan review is commenced. The City shall not authorize refunding of any fee paid except on written application filed by the original permittee not later than 180 days after the date of fee payment."

(8) IBC Section 113 (Board of Appeals) is amended by deleting the Section in its entirety and replacing it with the following:

"113.1.1 Organization.

"A. A Board of Review is hereby established, the membership of which shall consist of five (5) members and up to three (3) alternate members who shall be residents of the City of Idaho Springs and who shall be experienced in building construction. The five regular members and alternate members of the Board of Review shall be appointed by the City Council. Members may be removed by the City Council without cause, in the sole discretion of the Council.

"B. The Board of Review shall meet once a year, and at such other times as specified in its rules. The Board of Review, in its rules of procedure, shall make provisions for the selection of a Chairperson to preside at its meetings.

"C. The City Council shall appoint a Recording Secretary to the Board of Review who shall be the custodian of records and shall conduct official correspondence, prepare the agenda, receive applications and generally supervise the clerical work.

"D. The terms of the members of the Board of Review shall be for three (3) years, although the initial members shall be appointed to allow staggered terms.

"E. Vacancies in the membership of the Board of Review shall be filled for the unexpired term in the same manner as in the case of the original appointments.

"112.1.2 Jurisdiction.

"A. The Board of Review, in appropriate cases and subject to the appropriate principles, standards, rules, conditions and safeguards set forth in the Building Code adopted by the City Council of the City of Idaho Springs, may make special exceptions to the said terms of the Building Code in harmony with their general purpose and intent. Such exceptions may include a determination of suitability of alternate materials and methods of construction, and to provide reasonable interpretations of said Building Code. The Board shall have no power to determine, waive, except or otherwise affect the enforcement of other City regulations, resolutions, chapters or other laws, which are enforced through enforcement of the Building Code.

"B. The Board of Review may hear appeals by any person aggrieved by his inability to obtain a building permit to the extent caused by failure to comply with the standards of the Building Code (but not to the extent related to compliance with other City regulations, ordinances, chapters or other applicable laws) or by any officer, department, board or bureau of the City affected by the grant or refusal of a building permit.

"C. The Board of Review may hear any appeal by any person, officer, department, board or bureau from the decision of any administrative officer or enforcement of the Building Code adopted by the City Council of the City of Idaho Springs.

"D. Any such appeal or petition for special exception shall be filed with the Secretary to the Board of Review within thirty (30) days after the date of the decision of the administrative officer. The form and procedure relating thereto shall be specified in the supplemental rules of procedure adopted by the Board of Review.

"E. The Board of Review may formulate suggested amendments to the Building Code adopted by the City Council of the City of Idaho Springs and transmit these suggestions to the City Council for its consideration.

"112.1.3 Procedure.

"A. The Chairperson may administer oaths and compel the attendance of witnesses in the context of hearing an appeal or special exception.

"B. All meetings of the Board of Review shall be open to the public and the records of its official actions shall be filed in the office of the Recording Secretary to the Board of Review and shall be public records.

"C. A quorum of the Board of Review shall not be fewer than four (4) members, either regular or alternate.

"D. The Board of Review shall adopt supplemental rules of procedure relating to participation of the regular and alternate members of the Board at the meetings. Alternate members may participate at the meeting and vote on the decisions, provided that in no case may more than a total of five (5) votes be cast on any question or case before the Board of Review. At least three (3) affirmative votes are necessary to grant an appeal or a special exception."

(9) IBC Section 202 (Definitions) is amended by addition of the following:

" 'Sleeping Room' (Bedroom) Any enclosed habitable space within a dwelling unit, which complies with the minimum room dimension requirements of IBC Section 1207 and contains a closet, an area that is useable as a closet, or an area that is readily convertible for use as a closet. Living rooms, family rooms and other similar habitable areas that are so situated and designed so as to clearly indicate these intended uses, shall not be interpreted as sleeping rooms."

(10) Section 903.2.8.1 Group R3 Automatic Sprinkler Systems, Delete in it's entirety.

(11) IBC Section 1612.3 (Establishment of flood hazard areas) is amended by the insertion of: the Flood Insurance Study for Clear Creek County, Colorado and Incorporated Areas, dated December 20, 2019, with accompanying flood insurance rate maps and/or flood boundary floodway maps (FIRM and/or FBFM) in which the Federal Emergency Management Agency has provided flood profiles, the Floodway Map, and the water surface elevation of the base flood, and any subsequent additions, updates, revisions or modifications to said study.

(12) IBC Section 3109.4 (Residential swimming pools) is amended by replacing the exception with the following: "A hot tub or spa with a safety cover complying with ASTM F 1346." (Remove moved to separate code book)

(13) IBC Section 3401.3 (Compliance with other codes) is amended by deleting "International Private Sewage Disposal Code" and "International Property Maintenance Code," and by deleting "ICC Electrical Code" and inserting in its place "National Electrical Code as Adopted by the State of Colorado." (Remove moved to separate code book)

(14) IBC Section 3410.2 (Applicability) is amended by the insertion of "1985" as the effective date of building codes for the City of Idaho Springs. (Remove moved to separate code book)
(Ord. 4 §1, 2009)

• **Sec. 19-13. - Amendments to the International Mechanical Code.**

The following amendments to the 2018 Edition of the International Mechanical Code ("IMC") are hereby adopted:

(1) IMC Section 101.1 (Title) is amended by the addition of the term "City of Idaho Springs" where indicated.

(2) IMC Section 504.6.1 (Maximum length) is amended by deleting the exception in its entirety. (Remove no longer in code)

(3) IMC Section 703.1.3 (Size of horizontal openings) is amended by the addition of the following exception: (Remove, moved to the IFGC)

"Exception: Where combustion air ducts serve equipment which is located within and serves an individual dwelling unit of Groups R-1, R-2, R-3 and R-4 occupancies and communicates directly with the outdoors, 6-inch (152.4 mm) round combustion air ducts ducted to within 12 inches (305 mm) of the perimeter of the major appliance shall be sufficient to serve a space where the total combined equipment input rating does not exceed 175,000 BTU. Where the total combined equipment input rating exceeds 175,000 BTU the ducting shall be increased by an additional 1

square inch (645.2 sq. mm) for each 5,000 BTU/hour or fraction thereof, input rating above 175,000."

(4) IMC Section 703.1.4 (Size of vertical openings) is amended by the addition of the following exception: **(Remove, moved to the IFGC)**

"Exception: Where combustion air ducts serve equipment which is located within and serves an individual dwelling unit of Groups R-1, R-2, R-3 and R-4 occupancies and communicates directly with the outdoors, 6-inch (152.4 mm) round combustion air ducts ducted to within 12 inches (305 mm) of the perimeter of the major appliance shall be sufficient to serve a space where the total combined equipment input rating does not exceed 175,000 BTU. Where the total combined equipment input rating exceeds 175,000 BTU the ducting shall be increased by an additional 1 square inch (645.2 sq. mm) for each 5,000 BTU/hour or fraction thereof, input rating above 175,000."

(Ord. 4 §1, 2009)

- **Sec. 19-14. - Amendments to the National Electrical Code.**

There are no amendments to the adopted version of the National Electrical Code.

(Ord. 4 §1, 2009)

- **Sec. 19-15. - Amendments to the International Plumbing Code.**

The following amendments to the **2018** Edition of the International Plumbing Code ("IPC") are hereby adopted:

(1) IPC Section 101.1 (Title) is amended by the addition of the term "City of Idaho Springs" where indicated.

(2) IPC Section **305.4.1** (Sewer depth) is amended by filling in both areas where indicated to read "12 inches (305 mm)."

(3) IPC Section **903.1** (Roof extension) is amended by inserting the number "6 inches (152.4 mm)" where indicated in the second sentence.

(Ord. 4 §1, 2009)

- **Sec. 19-16. - Amendments to the International Residential Code.**

The following amendments to the **2018** Edition of the International Residential Code ("IRC") are hereby adopted:

(1) IRC Section R101.1 (Title) is amended by the addition of the term "City of Idaho Springs" where indicated.

(2) IRC Section R102.7 (Existing Structures) is amended by deleting the words "International Property Maintenance Code."

(3) Section 104.10.1 "Flood hazard area" Building Official is amended to the term "City of Idaho Springs"

(4) IRC Section R105.1 (Required) is amended by replacing the words "building official" with "City."

(5) IRC Section R108.5 (Refunds) is amended by deleting the section in its entirety and replacing the section with the following:

"The City may authorize refunding of any fee paid hereunder which was erroneously paid or collected. The City may authorize refunding of not more than 75 percent (75%) of the permit fee paid when no work has been done under a permit issued in accordance with this Code. The City may authorize refunding of not more than 75 percent (75%) of the plan review fee paid when an application for a permit for which a plan review fee has been paid is withdrawn or cancelled before any plan reviewing is done. The City shall not authorize refunding of any fee paid except on written application filed by the original permittee not later than 180 days after the date of fee payment."

(6) IRC Section R109.1.5 (Other inspections) is amended by the addition of a new subsection as follows: (Remove in new code, Chapter 11)

"R109.1.5.2 Insulation Inspection. Inspection of the structure shall be made following installation of the wall, ceiling and floor insulation and exterior windows and before wall coverings are installed."

(7) IRC Section R112 (Board of Appeals) is amended by deleting the section in its entirety and replacing it with the following:

"112.1.1 Organization.

"A. A Board of Review is hereby established, the membership of which shall consist of five (5) members and up to three (3) alternate members who shall be residents of the City of Idaho Springs and who shall be experienced in building construction. The five regular members and alternate members of the Board of Review shall be appointed by City Council. Members may be removed by the City Council without cause, in the sole discretion of the Board.

"B. The Board of Review shall meet once a year, and at such other times as specified in its rules. The Board of Review, in its rules of procedure, shall make provisions for the selection of a Chairperson to preside at its meetings.

"C. The City Council shall appoint a Recording Secretary to the Board of Review who shall be the custodian of records and shall conduct official correspondence, prepare the agenda, receive applications and generally supervise the clerical work.

"D. The terms of the members of the Board of Review shall be for three (3) years, although the initial members shall be appointed to allow staggered terms.

"E. Vacancies in the membership of the Board of Review shall be filled for the unexpired term in the same manner as in the case of the original appointments.

"112.1.2 Jurisdiction.

"A. The Board of Review, in appropriate cases and subject to the appropriate principles, standards, rules, conditions and safeguards set forth in the Residential Building Code adopted by the City Council of the City of Idaho Springs, may make special exceptions to the said terms of the Residential Building Code in harmony with their general purpose and intent. Such exceptions may include a determination of suitability of alternate materials and methods of construction, and to provide reasonable interpretations of said Residential Building Code. The Board shall have no power to determine, waive, except or otherwise affect the enforcement of other City regulations, resolutions, chapters or other laws, which are enforced through enforcement of the Residential Building Code.

"B. The Board of Review may hear appeals by any person aggrieved by his inability to obtain a building permit to the extent caused by failure to comply with the standards of the Residential Building Code (but not to the extent related to compliance with other City regulations, ordinances, chapters or other applicable laws) or by any officer, department, board or bureau of the City affected by the grant or refusal of a building permit.

"C. The Board of Review may hear any appeal by any person, officer, department, board or bureau from the decision of any administrative officer or enforcement of the Residential Building Code adopted by the City Council of the City of Idaho Springs.

"D. Any such appeal or petition for special exception shall be filed with the Secretary to the Board of Review within thirty (30) days after the date of the decision of the administrative officer. The form and procedure relating thereto shall be specified in the supplemental rules of procedure adopted by the Board of Review.

"E. The Board of Review may formulate suggested amendments to the Residential Building Code adopted by the City Council of the City of Idaho Springs and transmit these suggestions to the City Council for its consideration.

"112.1.3 Procedure.

"A. The Chairperson may administer oaths and compel the attendance of witnesses in the context of hearing an appeal or special exception.

"B. All meetings of the Board of Review shall be open to the public and the records of its official actions shall be filed in the office of the Recording Secretary to the Board of Review and shall be public records.

"C. A quorum of the Board of Review shall not be fewer than four (4) members, either regular or alternate.

"D. The Board of Review shall adopt supplemental rules of procedure relating to participation of the regular and alternate members of the Board at the meetings. Alternate members may participate at the meeting and vote on the decisions, provided that in no case may more than a total of five (5) votes be cast on any question or case before the Board of Review. At least three (3) affirmative votes are necessary to grant an appeal or a special exception."

(8) IRC Section R202 (Definitions) is amended by addition of the following:

" 'Sleeping Room' (Bedroom) Any enclosed habitable space within a dwelling unit, which complies with the minimum room dimension requirements of IRC Sections R304 and R305 and contains a closet, an area that is useable as a closet, or an area that is readily convertible for use as a closet. Living rooms, family rooms and other similar habitable areas that are so situated and designed so as to clearly indicate these intended uses, shall not be interpreted as sleeping rooms."

(9) IRC Table R301.2 (1) is filled to provide the following:

"Table R301.2 (1)
Climatic and Geographic Design Criteria

Ground Snow Load	Wind Speed (mph)	Seismic Design Category	Subject to Damage From			Winter Design Temp	Ice Shield Underlayment Required	Flood Hazard	Air Freezing Index	Mean Annual Temp
			Weathering	Frost Line Depth	Termite					
55 psf	100	B	Severe	36 in.	Slight to Moderate	1	YES	Per City Ordinance	1000	45°F

(Wind Speed amended to Ultimate wind speed 100)

(10) IRC Section R305.1 (Minimum Height) Exception #2 is deleted and replaced with the following: (Remove in new code)

"All basements in new dwelling units, other than those basements clearly identified as cellars or mechanical spaces, shall have ceiling heights as required for habitable spaces. Where existing non-habitable basements, constructed prior to the adoption of this Code, are being converted to habitable uses, the building official shall be permitted to approve a minimum clear ceiling height of

6 feet, 8 inches (2,032 mm) from the finished floor; and beams, girders, ducts or other obstructions may project to within 6 feet, 4 inches (1,931 mm) of the finished floor."

(11) IRC Section R310.2.1 (Ladder and steps) is amended by the addition of the following exception to read as follows: **(Remove in new code)**

"Exception: Only one window well ladder shall be required in an unfinished basement."

(12) IRC Section R312.1 (Guards required) is amended by the addition of a third paragraph as follows: **(Remove in new code)**

"All area wells, stair wells, window wells and light wells attached to any building that are located less than 36 inches (914 mm) from the nearest intended walking surface and deeper than 30 inches (762 mm) below the surrounding ground level, creating an opening greater than 24 inches (610 mm) measured perpendicular from the building, shall be protected with guardrails conforming to this Section around the entire opening, or shall be provided with an equivalent barrier."

"Exceptions:

"1. The access side of stairways need not be protected."

"2. Area and window wells provided for emergency escape and rescue windows may be protected with approved grates or covers that comply with Section R310 of this Code."

"3. Covers and grates may be used over stairways and other openings used exclusively for the service access or for admitting light or ventilation."

(13) Section R313 Automatic Fire Sprinkler Systems, Delete in its entirety

(14) IRC Section R401.2 (Requirements) is amended by the addition of the following:

"Where soils reports show the need for it, foundations shall be designed and the construction drawings stamped by a Colorado registered design professional. The foundation design must be based on an engineer's soils report. The drawings must be noted with the engineering firm name, specific location for design and soils report number. A site certification prepared by a State of Colorado registered design professional is required for setback verification on all new Group R Division 3 occupancies."

(15) IRC Section R405.1 (Concrete and masonry foundations) is amended with the addition of the following after the first sentence: "All foundation drains shall be designed and inspected by a State of Colorado registered design professional."

(16) IRC Section M1502.6 (Duct length) is amended by deleting Exception No. 1 in its entirety. **(Remove in new code)**

(17) IRC Section M1703.2.1 (Size of opening) is amended by the addition of the following exception: **(Remove moved to IFGC)**

"Exception: Where combustion air ducts serve equipment which is located within and serves an individual dwelling unit and communicates directly with the outdoors, 6-inch (152.4 mm) round combustion air ducts ducted to within 12 inches (305 mm) of the perimeter of the major appliance shall be sufficient to serve a space where the total combined equipment input rating does not exceed 175,000 BTU. Where the total combined equipment input rating exceeds 175,000 BTU the ducting shall be increased by adding an additional 1 square inch (645.2 sq. mm) for each 5,000 BTU/hour or fraction thereof, input rating above 175,000."

(18) IRC Section G2407.6.1 (Outdoor combustion air; Two permanent-openings methods) is amended by the addition of the following exception: **(Remove covered in new code)**

"Exception: Where combustion air ducts serve equipment which is located within and serves an individual dwelling unit and communicates directly with the outdoors, 6-inch (152.4 mm) round combustion air ducts ducted to within 12 inches (305 mm) of the perimeter of the major appliance shall be sufficient to serve a space where the total combined equipment input rating does not

exceed 175,000 BTU. Where the total combined equipment input rating exceeds 175,000 BTU the ducting shall be increased by adding an additional 1 square inch (645.2 sq. mm) for each 5,000 BTU/hour or fraction thereof, input rating above 175,000."

(19) IRC Section G2415.12 (Minimum burial depth) is amended by the addition of the following: "All plastic fuel gas piping shall be installed a minimum of 18 inches (457 mm) below grade."

(20) IRC Section G2415.12.1 (Individual outside appliances) is deleted in its entirety.

(21) IRC Section G2417.4.1 (Test pressure) is amended by changing "3 psig" to "10 psig."

(22) IRC Section P2603.5.1 (Sewer depth) is amended by filling in both areas where indicated to read "12 inches (305 mm)." (Recommend changing to 36", frost depth)

(Ord. 4 §1, 2009)

Sec. 19-17. - Amendments to the International Fuel Gas Code.

The following amendments to the 2018 Edition of the International Fuel Gas Code ("IFGC") are hereby adopted:

(1) IFGC Section 101.1 (Title) is amended by the addition of the term "City of Idaho Springs" where indicated.

(2) IFGC Section 404.12 (Minimum burial depth) is amended by the addition of the following: "All plastic fuel gas piping shall be installed a minimum of 18 inches (457 mm) below grade."

(3) IFGC Section 404.12.1 (Individual outside appliances) is deleted in its entirety.

(4) IFGC Section 406.4.1 (Test pressure) is amended by changing "3 psig" to "10 psig."

(5) IFGC Section 614.6.1 (Maximum length) is amended by deleting the exception in its entirety. (Remove, no longer in code)

(Ord. 4 §1, 2009)

- **Sec. 19-18. - Amendments to the International Energy Conservation Code.**

There are no amendments to the International Energy Conservation Code, 2018 Edition.

(Ord. 4 §1, 2009)

**City of Idaho Springs
City Council
COMMUNICATION**

Meeting Date November 4, 2019	Page: 1 of 1	Item: Virginia Canyon Open Space Additional Trail Design Cost Sharing
Presented By Alan Tiefenbach Community Development Planner		

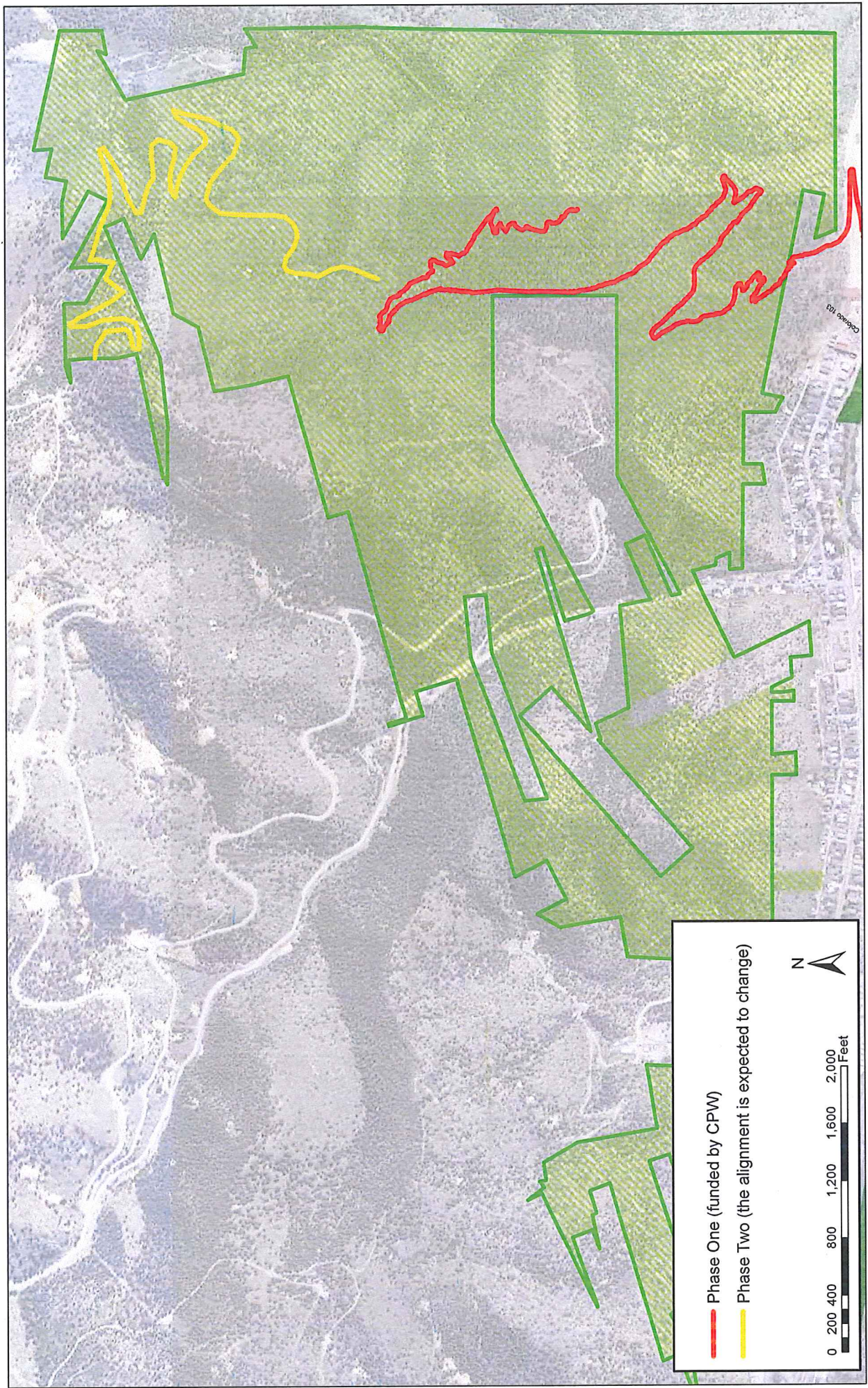
BACKGROUND

On September 9, 2019 the City Council approved the Virginia Canyon Mountain Park Master Plan. Phase One design includes a trail from the Argo property to the top of an unnamed 8,200 foot peak. This trail would allow hiker access both directions, and bicycle access uphill only. (It is understand that Phase One construction would result in hiker access only.) Staff has applied for grant funding through CPW for Phase One and is awaiting a reply.

The Master Plan shows conceptual locations for a trail corridor from the top of the park at Santa Fe Mine Road and connecting to the Phase One trails at the ridge (see attached map). It was understood that this upper trail corridor would be designed and constructed separately from Phase One.

In preliminary discussions, all interested stakeholders have noted the importance of moving forward with the design of this Phase Two trail segment to get bikes into the park and to also help make the Argo project successful. The City and the Argo have discussed funding the design, and COMBA has noted they would be interested in helping construct some or all of the upper segments (and / or find volunteer groups to do it). It is important to note the alignment for Phase Two shown on the attached map will change, as Mary Jane Loevlie has acquired land that had not been acquired at the time of the conceptual design.

Attached is a quote from the Argo Team in the amount of \$8,100. This amount was provided by Tony Boone Trails, who completed Phase One design. The Argo Team requests the City consider splitting this cost with the Argo, or consider paying more of this cost given the Argo will be donating land for the trail system.



From: [Mary Jane Loevlie](#)
To: [Alan Tiefenbach](#); [Travis Cook](#); [Bryan McFarland](#); [Dustin Littleton](#)
Cc: [Andrew Marsh, City Administrator](#)
Subject: RE: Argo - VCMP - Trails
Date: Thursday, October 31, 2019 9:59:13 AM
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Owner – Keeper of the Karma



303-567-4871 (O)

303-903-2427 (C)

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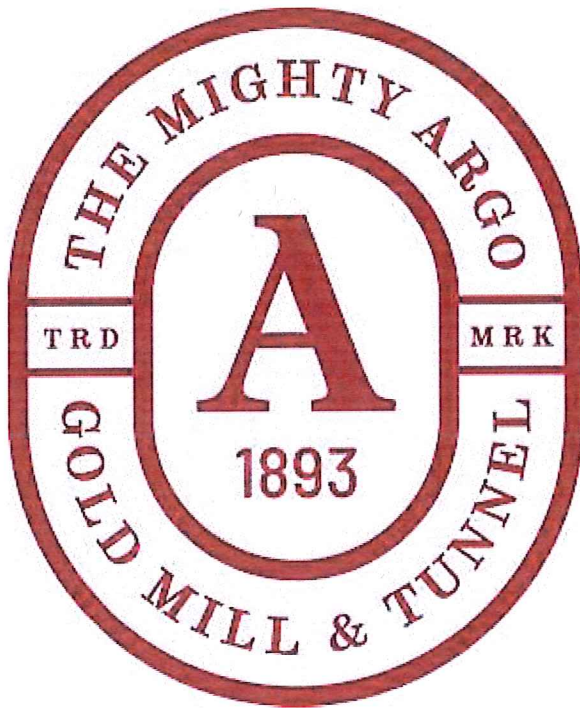
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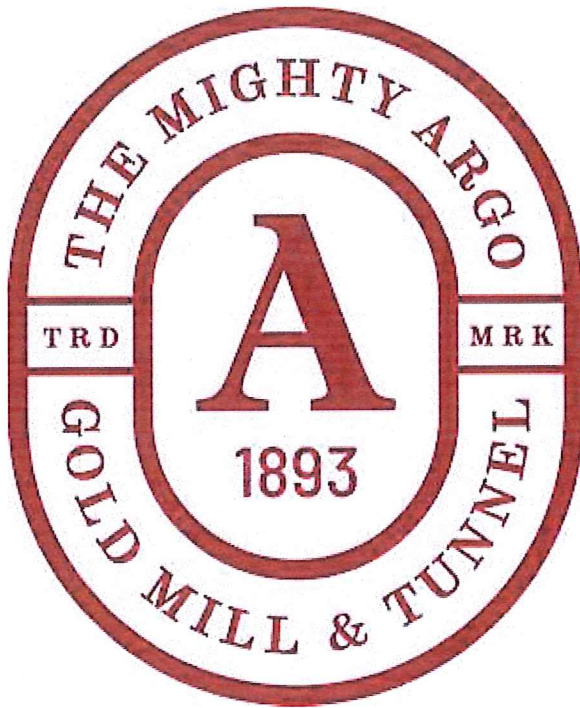
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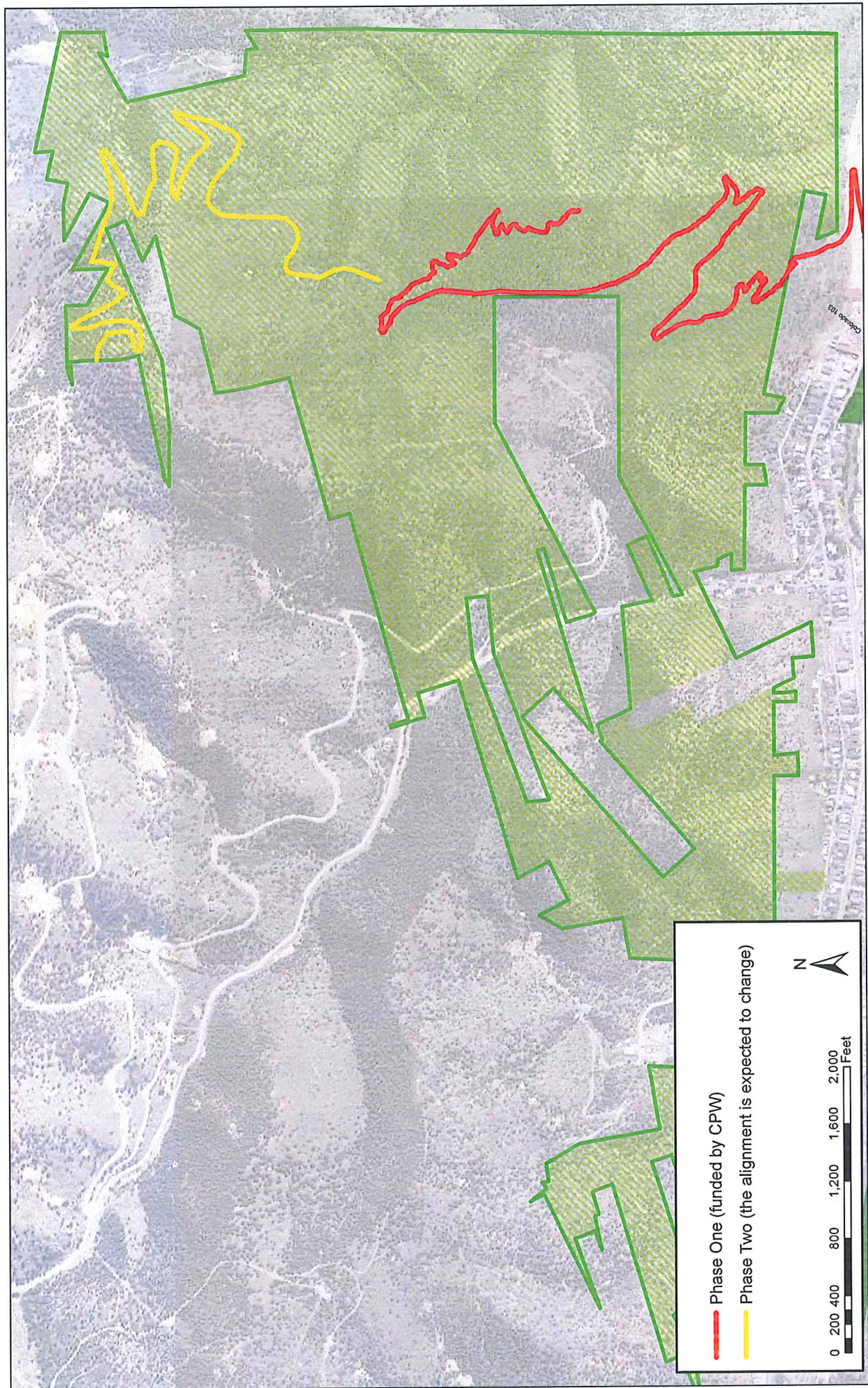
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“People Don’t Need Trails, Our Land Does”

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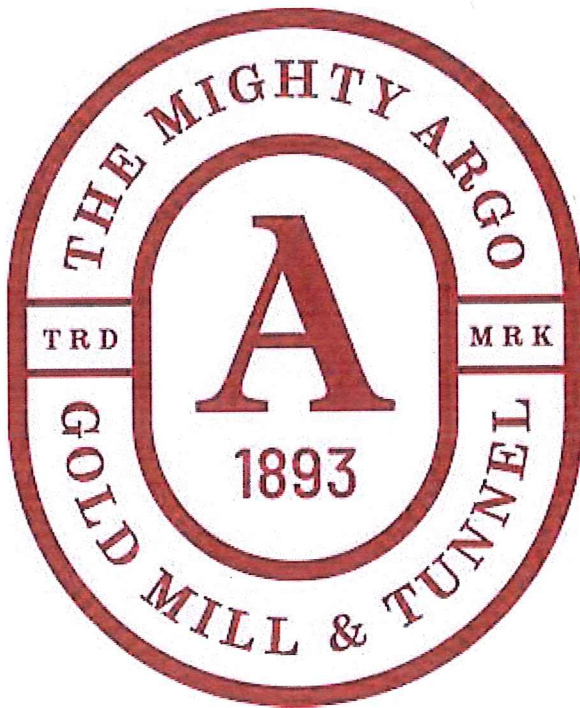
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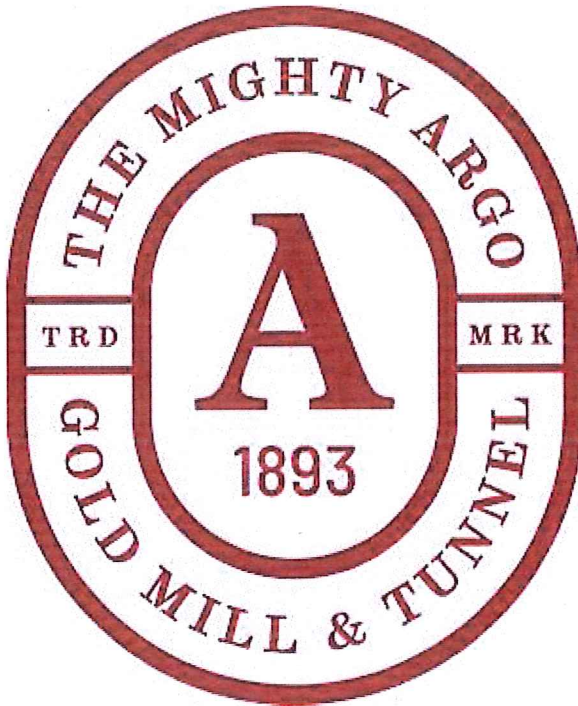
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Total	\$540.00
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City of Idaho Springs

City Council Communication



MEETING DATE: NOVEMBER 4, 2019
PRESENTED BY: JONATHAN CAIN, ADMINISTRATIVE INTERN
ITEM: FAÇADE IMPROVEMENT MINI GRANT PROGRAM UPDATE

ATTACHMENTS

- Deadline Notification Letter

SUMMARY

The 2019 Façade Improvement mini grant program is nearing completion. This program was funded by a grant to the City by the Freeport McMoRan Social Impact Fund. City Staff will soon need to report to Freeport McMoRan an accounting of how the money was spent, as well as results of the programs impact.

To date, 13 of the 19 projects awarded by City Council are complete or near completion. The remaining six projects have an estimated reimbursement total of \$12750. This total, plus projects already reimbursed, this would leave the City has \$6139.80 unencumbered left to award to other qualified applicants in 2019.

DISCUSSION ITEMS FOR COUNCIL

- 1) Should any or all the Grantee's with outstanding projects be given more time (and a deadline) to complete them?
- 2) Should any or all the applicants awaiting funding be awarded funds through the program at this time?
 - a. **Staff recommends that Xtreme Footwerks be awarded a mini grant in the amount of \$2500.**

BACKGROUND

On April 15, 2019, City Council award mini grants to 19 businesses in Idaho Springs. 4 other applicants were deemed eligible for future inclusion in the program.

Award letters were sent to Grantees on April 26, 2019. Grantees were given a deadline of May 3, 2019 to return a signed notice of award, and an initial deadline of September 1, 2019 to complete projects.

On September 1, 2019, Grantees with outstanding projects were contacted by staff and asked to provide an update about the status of their projects. Grantees who complied with this request were given a new deadline of October 1, 2019. Grantee's with projects that remained outstanding were contacted by staff again on October 3, 2019 and again on October 20, 2019.

COMPLETED PROJECTS

As of October 22, 2019, the following projects have been completed or are near completion.

<u>Grantee</u>	<u>Total Cost</u>	<u>City Reimbursement</u>	<u>Description</u>
Canyon Trading	\$4,500.00	\$2,250.00	Paint Façade
The Vintage Moose	\$5,000.00	\$2,500.00	Repair and Paint
Edelweiss	\$3,811.60	\$1,905.80	Decorative Transom Glass
1241 Miner Street	\$5,000.00	\$2,500.00	Repair and Paint
The Majestic Gallery	\$1,500.00	\$750.00	Replace Sign
AOK Auto Clinic	\$5,000.00	\$2,500.00	Repair and Paint
The Frothy Cup	\$3,928.81	\$1,964.40	Repair and Paint
1535 Miner Street	\$2,280.00	\$1,140.00	Brick and Door Repair
Margie's Place	\$3,050.00	\$1,525.00	Plaster Repair and Paint
	\$34,070.41	\$17,035.20	

**Project is complete; reimbursement requirements have not yet been met.*

***Projects are in progress and grantee's have been in contact with City Staff.*

****The City awarded up to \$2500 on all the projects that are currently in progress. Final award dependent on project cost.*

OUTSTANDING PROJECTS

As of October 22, the following projects have not been completed:

Grantee	Award	Notes
1600 Miner Street	\$2,500.00	Grantee is moving ahead with project (Siding Repair) in near future.
Canyon Outpost	\$250.00	Staff had contacted Grantee several times without answer. On October 28, Staff made contact and Grantee said that they would still be interested in completing the project (New Sign)
Tommyknocker Brewery	\$2,500.00	Staff met with grantee on October 18. Cost of initial project (painting entire building) was high; they would like to move forward with an alternate project to potentially include a painted sign and mural on the back of their building.
1502 Miner Street	\$2,500.00	Project involves extensive repairs to the back of the building and will require HPRC involvement. Staff has been in contact with Grantee.
The Spice and Tea Exchange	\$2,500.00	Staff has been talking to Grantee, there have been some delays on the part of the Grantee as well as on the contractor doing work. Grantee believes that they will be able to finish the work this year.
Hard Luck Colorado	\$2,500.00	Work on the project (Painting and Exterior Repair) appears to be complete. Staff spoke once with the Grantee about submitting for reimbursement for the project, Grantee stated that they did not wish to submit "Financial Records" for the project. Additional attempts (3) to contact Grantee by staff have gone unanswered.
Idaho Springs Historical Society	\$2,500.00	The project is complete; however, reimbursement requires completion of a sign permit by the Grantee. Once this is approved project can be reimbursed.
Project Support	\$2,500.00	Project was recently completed; waiting on reimbursement request from Grantee.
The Bees Knees	\$2,500.00	Staff has contacted Grantee several times and been told that the project will soon be complete. Project has not been completed as of 10/31/2019.
Annie's Gold	\$2,500.00	Most of work is complete, Grantee is waiting on sign company to replace the sign on the building (last part of the project). Staff has spoken to the Grantee, if required, they will submit for reimbursement without completing the sign.

There are 4 outstanding applications that have not been awarded through the mini grant program in 2019. 3 were awarded last year, and 1 required further clarification during the application process (it has since been determined eligible for reimbursement. The initial deadline to complete these projects was on August 1. All grantee's have been given additional extensions of that original deadline. These are all good projects and could potentially still be completed. As such staff proposes the following:

Staff Recommends that all Grantee's with outstanding projects be given a letter, informing them that the deadline to complete projects has passed.

Staff Recommends that the letter also provide opportunity for these Grantee's to provide to City Council a written request for one final extension, due on November 8.

These requests would need to include current status of the project, reason for the request, as well as a date certain completion timeline. Grantee's that comply would be considered by Council on November 18th. Grantee's that do not provide such a letter to council would have their funding reassigned to other waiting projects.

REMAINING APPLICATIONS

There are currently 4 eligible projects remaining that could receive funding through the 2019 Mini Grant Program. 1 project, at Xtreme Footwerks, was not funded last year and their project is eligible for reimbursement through this program. The other three all received funding last year and have not received funding this year because they were to be considered after all other projects by the rules of the program. Currently, there is \$6139.80 remaining to be awarded. This number could increase (substantially) if the funds for outstanding projects is rewarded.

Xtreme Footwerks, Inc.
Xtreme Footwerks partnered with the Mason Lodge to repair the sidewalk on 17th from Miner St. to Center Alley. The Front Step and Driveway to Xtreme Footwerks was also replaced, and the foundation of their garage was repaired. It was originally unclear on the initial application if this project met the requirements of this program. It has since been clarified and did constitute an eligible improvement. This project is complete and could be reimbursed immediately.
Igadi, Ltd. *
Igadi would like to do landscaping, replace their entrance ramp, and add a trash can to the front of their building.
Picci's Pizza *
The Property owner of the Picci's Pizza restaurant would like to paint the building exterior and trim, as well as install a new commercial grade front door on the building. This project is at least partially complete.
Wildfire Restaurant *
The Wildfire Restaurant would like to replace the sign on the top of their building. This project will require a sign permit and might require a building permit.

**Grantee's that received funding in 2018 were to be awarded funding only after other Grantee's who did not were awarded.*

Staff Recommends that Xtreme Footwerks, Inc. be awarded a \$2500 mini grant for their façade improvement project.

Staff Recommends that City Council consider awarding funds to the other eligible applicants (and possibly opening the application again) on November 18.

[DATE]

Dear [GRANTEE],

You were awarded a Façade Improvement Mini Grant for your Business on April 15, 2019. The following were the terms and conditions of that award.

Terms and Conditions

1. You must commit to fully match the awarded grant amount.
2. Projects must comply with the City's Land Use and Sign Regulations
3. Projects must be completed before August 1, 2019. If you need an extension of this deadline, please let us know in writing as soon as possible so that we may try to accommodate your needs.
4. Grant funds must be used in accordance with the budget included with your proposal.
5. Projects within the Historic District must get a certificate of appropriateness from the Historic Preservation Review Commission (HPRC) if required by the City Clerk.
6. Grantee must submit a written request to the City in advance if changes are made to the awarded project.
7. Grantee will not be reimbursed for work that falls outside the specified purposes of the project.
8. If funds are not used for the purposes described in your proposal or if you do not complete your project by October 1, 2018, the City reserves the right to cancel all or part of the grant award.

The City of Idaho Springs must complete grant reporting for this program to Freeport McMoRan soon, and there are other applicants with eligible projects waiting for funding.

For this reason, the City will past the deadline set a Deadline of December 31, 2019 for your project to be completed. If you are still planning on completing your project but cannot meet this deadline, you can submit to City Council a Written Extension Request to include a timeline for completion no later than **November 8, 2019**.

If you are not planning on completing your project, please notify me as soon as possible.

Sincerely,

Jonathan Cain
Management Intern

City of Idaho Springs

City Council Communication



MEETING DATE: NOVEMBER 4, 2019
PRESENTED BY: JONATHAN CAIN, ADMINISTRATIVE INTERN
ITEM: CHRISTMAS TREE LIGHTING | SMALL BUSINESS SATURDAY

BACKGROUND

The Tree Lighting Event will be held this year at Citizens Park on Saturday, November 30, 2019. This event has a long tradition in Idaho Springs. November 30 is also Small Business Saturday, and the Chamber of Commerce will be sponsoring some events in Citizens Park to promote “shopping local” in Idaho Springs throughout the day.

At 5:00, the traditional “Dinner with Santa” will begin at the Elks Club. Georgetown Loop Railway has tentatively agreed to donate the services of Santa Claus for the evening. City Staff would like to begin the Tree Lighting at 6:00, in conjunction with the Mayor’s reading of the Night Before Christmas. Following the Tree Lighting, Santa will return to the Elks Club for pictures.

The City has budgeted \$1000 for this event. There is also money available in the Community Promotions Event (\$874) that could be used for this event as well. Part of this money is spent to help pay for the Dinner with Santa Event (decorations and goodie bags for the kids). The Elks Lodge has requested \$500 for this purpose this year. City Staff would also like to promote the event in the Evergreen Newspapers Holiday Marketing Guide, as well as to purchase a new “stand” for our Loudspeaker System and potentially a new “Theatrical Switch” to turn on the Christmas lights.

SMALL BUSINESS SATURDAY

November 30 is also Small Business Saturday, and the Idaho Springs Chamber of Commerce will be holding a small event in Citizen’s Park during the day to promote shopping opportunities at Idaho Springs Small Businesses. In 2018, the City allowed the Chamber of Commerce to use the City’s loudspeaker device to play Holiday Music in the Park during the Small Business Saturday event.

2019 EVENT

City Staff has not yet heard back from the Elks Lodge regarding their Dinner with Santa event; however, staff has begun to move forward in planning other aspects of the event. Returning this year will be a performance by the Clear Creek High School Madrigal Ensemble. City Staff has started the process of contracting with a Santa Claus as well. Below are several other discussion items for City Council to consider.

DISCUSSION ITEMS FOR COUNCIL

1. Would City Council like to donate \$500 to the Elks Lodge to help pay for the Dinner with Santa Event? The City has done this for the last several years. Typically, 50-75 youth attend this event.
2. Thanksgiving (and consequently the Tree Lighting Event) are late this year. Christmas Light Installation has mostly been completed throughout town, would City Council like to turn on all or part of the lights before Thanksgiving or wait until November 30? When should the lights be turned off following the holiday season?

3. What time would City Council like the Story and Tree Lighting to Occur? In the recent past, the event has occurred at 6:00 p.m. Sunset on the 30th is at 4:38 PM. The Elks Lodge would like to begin the Dinner with Santa event at 5:00, to be completed at 5:30-5:45. If we began the tree lighting at 6PM, it would ensure that the children have time to walk from the Elks Lodge to Citizens Park.
4. Frothy Cup is open to the possibility of serving cocoa and coffee on the day of the event in the Park. Alternatives might include Frothy Cup selling or donating coffee and cocoa or the city purchasing for the event. Would City Council like staff to consider this possibility as well as others to add value to the Event for visitors?
5. Evergreen Newspapers has a "Christmas" marketing publication that is published throughout the west metro area and foothills region. Last year, City Staff marketed the event through that guide. Should we consider doing so again?
6. In years past, the City has sponsored a "Holiday Decoration" contest Downtown and on the East End. There has been some interest expressed in starting this event again, potentially with a Cash Prize to be offered by the City. Would City Council be interested in Staff working with the Chamber of Commerce to try to restart this tradition?

City of Idaho Springs

City Council Communication



MEETING DATE: NOVEMBER 4, 2019
PRESENTED BY: JONATHAN CAIN, ADMINISTRATIVE INTERN
ITEM: SUMMER FLOWERS

BACKGROUND

The City has "Beautification" budget to pay for the installation of flowers during the summer months. This work is completed in partnership between the Public Works Department staff who care for the flowers through the summer and Volunteers who help coordinate the delivery and installation of the flowers around Memorial Day.

2018 BUDGET and 2019 BUDGET REQUEST

Over the past few years, the cost to purchase flowers has been increasing. In 2018, the City budgeted \$8,000 for Flowers and replacement of barrels. Currently, City Staff has proposed an increase in this budget to \$10,000. This would both cover rising costs, as well as allow for either the replacement of the Flower Bed in front of City Hall during the regrading project to take place next spring, or for other potential flower installations throughout town. Attached to this staff report is the 2019 Flower Order, which may need to be expanded on or changed for 2020.

OCTOBER 25, 2019 MEETING BETWEEN PUBLIC WORKS/VOLUNTEERS

Maintaining the Flowers in the Downtown Area throughout the Summer is a fairly time intensive process. In Citizens Park alone, watering flowers can take approximately an hour of time, plus the time required to water other installations along Miner Street. The Public Works Department has requested that Flowers be placed more strategically to cut down on the time required to water all the flowers. Volunteers and the Public Works Department also discussed switching to "larger" more concentrated displays that would potentially require less watering time.

Concern was raised by the Volunteers that the garden bed in front of City Hall has reached the end of its life. Next spring, the drainage and grading in front of City Hall will need to be corrected, and it was discussed that this might be a good time to build a new garden bed at City Hall.

Finally, timing of the Flowers "Installation" was discussed. Ideally, flowers would be in place for Memorial Day, but with the uncertain weather at this time of year plus the need for Public Works to "switch" from Plows to a Water Tank on one of their trucks, this is rarely possible. The Volunteers and Public Works agreed to try to have flowers in place within a 14-day window around Memorial Day.

2020 PROGRAM

City Staff would like to start working to identify a Flower Vendor and to get an order placed for Flowers as close to the beginning of 2020 as possible. This will allow the Vendor additional time to produce mature plants that will better be able to withstand Early Summer Temperatures in Idaho Springs. This will also allow us to more accurately predict a "Date Certain" for Flower Delivery this summer.

City Staff has planned for a walk through of the Downtown Area with the Flower Volunteers to create a "map" of where flowers will be in 2020. Once this is complete, we will meet again with Public Works to finalize details of the order. We anticipate finalizing details of this order in early January at the latest.

DISCUSSION ITEMS

There are a few items that City Staff would like to bring to City Council for discussion in relation to the 2020 program.

1. Should City Staff begin collecting information about building a new flower bed in front of City Hall in the Spring of 2020?
2. There are options available for "inserts" that would fit into the barrels that Flowers are typically planted in Downtown that allow for "Hanging Baskets". Would this be something that City Council would like to see on Miner Street?
3. There may be further opportunities for flower installations throughout the City. Flowers are typically watered by a "tank" placed on a Public Works Vehicle, and so easiest and best would be locations that easily facilitate this. There have been conversations about expanding the program along the Idahoe Mall and on the East End of Town, including in the Ore Cart at the Roundabout. Would this be something that City Council would like Staff to explore from a logistics perspective?
4. Other Issues/Concerns

ATTACHMENTS

1. 2019 FLOWER ORDER



Calabrese Greenhouse, Inc.

5280 Carr Street
Arvada, CO 80002
Phone: (303) 424-7420
Fax: (303) 421-5280
www.calabresegreenhouse.com
sales@calabresegreenhouse.com

Established 1959

Follow us on Instagram: @calabresegreenhouse

Invoice

Date	Invoice #
3/7/2019	Estimate

Bill To:
City of Idaho Springs PO Box 907 Idaho Springs, CO 90452-0907

Ship To:
City of Idaho Springs 1711 Miner Street Idaho Springs, CO 90452-0907

Sales Rep	P.O. Number	Terms	Ship Date	Via	Shipper	Special Instructions
Joe		C.O.D.	3/7/2019	TRUCK		

Quantity	Description	Price Each	Amount
6	606 Jumbo Flat - Wave Petunia	22.00	132.00
6	606 Jumbo Flat - Mariagold	20.00	120.00
20	14" Annuals Mix Hanging Basket	40.00	800.00
62	Terra Pot Patio Garden 16"	44.50	2,759.00
20	Terra Pot Patio Garden 24"	95.00	1,900.00
17	6 1/2" Geranium	8.50	144.50
	Invoice Subtotal		5,855.50
	Xcel Energy Charge	6.75%	395.25
	Delivery Charge	75.00	75.00

Thank you for your business.	Any invoice over 45 days will be assessed a 1.5% finance charge.	Total	\$6,325.75
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