

City Council of Monday, May 16, 2011

City and County of Denver

Carol Boigon..... At Large
Doug Linkhart..... At Large
Paula E. Sandoval..... District 1
Jeanne Faatz..... District 2
Paul López..... District 3
Peggy Lehmann..... District 4
Marcia Johnson..... District 5
Charlie Brown..... District 6



Chris Nevitt..... District 7
Vacant..... District 8
Judy H. Montero..... District 9
Jeanne Robb..... District 10
Michael B. Hancock..... District 11
Lauri Dannemiller..... Director
Kelly Velez..... Council Secretary

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archives can be accessed at**

<http://www.denvergov.org/citycouncil>

****REMINDER****

As a courtesy to those in attendance,
please
**turn off your cell phones and
pagers.**

MEETING ASSISTANCE NOTICE - AMERICANS WITH DISABILITIES ACT

The Council Chambers has listening devices for the hearing impaired; request a device from the Council Secretary. The City can provide sign language interpretation for persons attending City Council meetings. If you need sign language interpretation, please contact Lorrie Kosinski at TTY 720-913-8484 at least 72 hours in advance.

CITY COUNCIL AGENDA

The City Council agenda and meeting schedule are made available for public review during normal business hours at Denver City Council, 1437 Bannock St., Rm. 451, on Thursday afternoons prior to the regularly scheduled meeting on Monday. The agenda packet is also posted on the City Council website. Questions on agenda items may be directed to the Denver City Council at 720-865-9534.

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PUBLIC COMMENT DURING PUBLIC HEARINGS

This is the time of the meeting for the City Council to receive comments from the public regarding items up for consideration scheduled for public hearing. To speak during a public hearing, speaker cards are available during the recess of Council. Each speaker is allowed 3 minutes, unless another speaker has yielded his or her time which would result in a maximum of 6 minutes. Public hearings allow citizens the opportunity to speak in favor or against specific items. The Council President will open the public hearing to receive public comment on that specific item. Upon hearing all public comments, the Council President will close or continue the public hearing. Council may then decide to engage in discussion and/or take action on the item.

City Council Agenda and Explanatory Notes

Meeting Date: Monday, May 16, 2011 5:30 PM

Pledge of Allegiance

Roll Call

Approval of Minutes of Monday, May 2, 2011

Council Announcements

Presentations

Communications

A letter dated May 16, 2011 from Edward D. Scholz, Manager of Finance, notifying City Council of the Department of Finance's intent to issue City and County of Denver, Colorado, General Obligation Better Denver Bonds, Series 2011A in an amount not to exceed \$20,000,000.

Proclamations

CP11-0363 A proclamation designating May 15th through May 21st as "Public Works Week in Denver" and congratulating the Public Works Department's ten employees of the year.

Robb, Linkhart, Brown, Johnson, Boigon, Hancock, Faatz, Lehmann, Johnson, Sandoval and Montero.

CP11-0364 A proclamation in recognition of Denver students participating in Bold Leaders Kenya 2011.

Councilmembers Robb, Linkhart, Brown, Johnson, Boigon, Hancock, Lehmann, Johnson, and Sandoval.

CP11-0367 A proclamation declaring Emergency Medical Services Week. Sponsored by Councilmembers Lehmann, Linkhart, Brown, López, Montero, Johnson, and Sandoval.

Resolutions

Business, Workforce & Sustainability

CR11-0308 A resolution approving the Mayor's Appointment to the Cherry

**Creek Subarea Business Improvement District Board of Directors.
(BUSINESS, WORKFORCE & SUSTAINABILITY)**

Approves the Mayoral appointment of Amy Harmon to the Cherry Creek Subarea Business Improvement District Board of Directors for a term effective immediately and expiring December 31, 2013. The Committee approved filing this bill by consent on 5-5-11.

Health, Safety, Education & Services

CR11-0305 A resolution approving the Mayor's Appointments to the Commission for People with Disabilities. (HEALTH, SAFETY, EDUCATION & SERVICES)

Approves the mayoral appointments of Marjean Drost, Amy Glatt and Chanda Hilton to the Commission for People with Disabilities for a term effective immediately and expiring March 1, 2013. The Committee approved filing this resolution by consent on 5-5-11.

CR11-0306 A resolution approving the Mayor's Reappointment to the Denver African American Commission. (HEALTH, SAFETY, EDUCATION & SERVICES)

Approves the mayoral reappointment of Ernest Mackey to the Denver African American Commission for a term effective immediately and expiring May 1, 2013. The Committee approved filing this resolution by consent on 5-5-11.

CR11-0307 A resolution approving the Mayor's Reappointments to the Denver Preschool Program Board of Directors. (HEALTH, SAFETY, EDUCATION & SERVICES)

Approves the mayoral reappointments of Tandy Dilworth, John Plotkin and Diana Romero Campbell to the Denver Preschool Program Board of Directors for a term effective immediately and expiring March 12, 2013. The Committee approved filing this resolution by consent on 5-5-11.

Land Use, Transportation & Infrastructure

CR11-0318 A resolution laying out, opening and establishing as part of the city street system certain parcels of land as Evans Ave., located at the intersection of Evans Ave. between S. Broadway and S. Lincoln St., Evans Ave. at Ash St., Evans Ave. at S. Dahlia St., Evans Ave. between S. Dahlia St. and S. Holly St., Evans Ave. between S. Jasmine St. and Monaco St. Parkway, and Evans Ave. and S. Oneida St. (LAND USE, TRANSPORTATION & INFRASTRUCTURE)

Dedicates parts of the existing public right-of-way of Evans Ave. located between S. Broadway and S. Lincoln St.; between S. Dahlia and S. Holly; between S. Jasmine and Monaco; and at its intersection with S. Ash; S. Dahlia; and S. Oneida in Council Districts 6 and 7. The Committee approved filing this resolution by consent on 5-5-11.

Bills for Introduction-Held or Postponed

CB11-0151 A bill for an ordinance relating to the Chapters 8 (Animals) and 36 (Noise Control) of the Denver Revised Municipal Code and the Denver Zoning Code authorizing the keeping of certain food producing animals.

Bills for Introduction

Business, Workforce & Sustainability

CB11-0121 A bill for an ordinance approving a proposed License Agreement between the City and County of Denver and SolarCity, to provide access for construction, operation, and maintenance of solar photovoltaic system as part of the public art project at the Wellington E. Webb Municipal Building. (BUSINESS WORKFORCE & SUSTAINABILITY)

Approves a lease with SolarCity Corporation to provide access for construction, operation, and maintenance of a solar photovoltaic system at no cost to the City as part of the public art project at the Wellington E. Webb Municipal Office Building. The last regularly scheduled Council meeting within the 30-day review period is on 6-6-11. The Committee approved filing this bill at its meeting on 3-2-11.

CB11-0311 A bill for an ordinance approving a proposed Seventh Amendment to Agreement between the City and County of Denver and Mission Yogurt, Inc., concerning a concession at Denver International Airport. (BUSINESS, WORKFORCE & SUSTAINABILITY)

Approves an amendment, to Section 4.03 HOLDING OVER, to the agreement with Mission Yogurt, Inc. doing business as Itza Wrap! Itza Bowl to allow the Manager to waive additional rent equal to 150% of monthly rent, and to allow Concessionaire, upon expiration of the contract term, to continue providing service to the public at 100% of rental rate until an RFP is issued. The last regularly scheduled Council meeting within the 30-day review period is on 6-6-11. The Committee approved filing this bill by consent on 5-5-11.

CB11-0312 A bill for an ordinance approving a proposed Agreement between the City and County of Denver and Qwest Communications Company LLC related to on-call technical systems support services at Denver International Airport. (BUSINESS, WORKFORCE & SUSTAINABILITY)

Approves a contract with Qwest Communications Company, LLC for on-call technical systems support, for a three-year term with two one-year options, filling staffing needs in analytic services, project management services, operations systems design and implementation, infrastructure services, and voice and data network services at the airport. The last regularly scheduled Council meeting within the 30-day review period is on 6-6-11. The Committee approved filing this bill by consent on 5-5-11.

CB11-0315 A bill for an ordinance authorizing the transfer of funds between "Workforce Investment Act PY10-11" grant programs within the Economic Opportunity Special Revenue Fund. (BUSINESS, WORKFORCE & SUSTAINABILITY)

Approves an amendment to transfer \$184,000 from the Workforce Investment Act Adult Program to the Workforce Investment Act Dislocated Worker Program from the PY10 Workforce Investment Act. The Committee approved filing this bill by consent on 5-5-11.

General Government & Finance

CB11-0314 A bill for an Ordinance approving a proposed Purchase and Sale Agreement between the City and County of Denver and Craft Development, Inc. for the sale of the property located at 20 E. Center Avenue. (GENERAL GOVERNMENT & FINANCE)

Approves the sale of the former Fire Warehouse located at 20 E. Center Avenue to Craft Development for \$200,000. The last regularly scheduled Council meeting within the 30-day review period is on 6-6-11. The Committee approved filing this bill by consent on 5-5-11.

Land Use, Transportation & Infrastructure

CB11-0300 A bill for an ordinance approving the Northeast Downtown Neighborhoods Plan, which plan shall become a part of the Comprehensive Plan for the City and County of Denver pursuant to the provisions of Section 12-61 of the Denver Revised Municipal Code. (LAND USE, TRANSPORTATION & INFRASTRUCTURE)

Adopts the Northeast Downtown Neighborhoods Plan as a supplement to the Denver Comprehensive Plan. The Committee approved filing this bill at its meeting on 5-10-11.

Recap of Bills to be Called Out

Recess

Council Reconvenes and Resumes its Regular Session

Bills for Final Consideration

Business, Workforce & Sustainability

CB11-0272 A bill for an ordinance approving a proposed Agreement between the City and County of Denver and STEP Aviation Builders

concerning the South Terminal Redevelopment Program at Denver International Airport. (BUSINESS WORKFORCE & SUSTAINABILITY)

Approves a contract with Saunders Construction and Hunt Building Group, in the amount of \$125 million for the Denver International Airport Rail Station and Public Transit Center Construction Projects as part of the South Terminal Redevelopment Program for construction Management and General Contractor services (CE10014). The last regularly scheduled Council meeting within the 30-day review period is on 5-23-11. The Committee approved filing this bill at its meeting on 4-27-11.

CB11-0297 A bill for an ordinance approving a proposed Fifth Amendment to Agreement between the City and County of Denver and Way Out West, Inc., concerning a concession at Denver International Airport. (BUSINESS, WORKFORCE & SUSTAINABILITY)

Approves an amendment to Section 4.03 HOLDING OVER of the Agreement with Way Out West, Inc. doing business as Way Out West (C) to allow the Manager to waive additional rent equal to 150% of monthly rent, and to allow the concessionaire, upon expiration of its term, to continue providing service to the public at 100% of the rental rate until a request for proposal is issued (AC37012 - 05). The last regularly scheduled Council meeting within the 30-day review period is on 5-23-11. The Committee approved filing this bill at its meeting on 4-27-11.

CB11-0298 A bill for an ordinance approving a proposed Seventh Amendment to Agreement between the City and County of Denver and Way Out West, Inc., concerning a concession at Denver International Airport. (BUSINESS, WORKFORCE & SUSTAINABILITY)

Approves an amendment to Section 4.03 HOLDING OVER of the agreement with Way Out West, Inc. doing business as Greetings from Colorado (A) to allow the Manager to waive additional rent equal to 150% of monthly rent, and to allow the concessionaire, upon the expiration of its term, to continue providing service to the public at 100% of rental rate until a request for proposal is issued (AC37013 - 07). The last regularly scheduled Council meeting within the 30-day review period is on 5-23-11. The Committee approved filing this bill by consent on 4-28-11.

CB11-0299 A bill for an ordinance approving a proposed Second Amendment to Agreement between the City and County of Denver and Way Out West, Inc., concerning a concession at Denver International Airport. (BUSINESS, WORKFORCE & SUSTAINABILITY)

Approves an amendment to Section 4.03 HOLDING OVER of the agreement with Way Out West, Inc. doing business as Earth Spirit (C) to allow the Manager to waive additional rent equal to 150% of monthly rent, and to allow the concessionaire, upon expiration of its term, to continue providing service to the public at 100% of the rental rate until a request for proposal is issued (AC 47001-02). The last regularly scheduled Council meeting within the 30-day review period is on 5-23-11. The Committee approved filing this bill by consent on 4-28-11.

General Government & Finance

CB11-0278 A bill for an ordinance approving an agreement between Tally, Sylvester d/b/a Coffee Etcetera, LLC and the City & County of Denver for a five [5] year lease agreement. (GENERAL GOVERNMENT & FINANCE)

Approves an income lease through December 31, 2015 with Coffee Etcetera LLC in the amount of \$54,000 to operate a food service area in the Justice Center (RC15001). The last regularly scheduled Council meeting within the 30-day review period is on 5-23 -11. The Committee approved filing this bill by consent on 4-21-11.

Health, Safety, Education & Services

CB11-0203 A bill for an ordinance approving a proposed Revival and Amendatory Agreement between the City and County of Denver and School District No. 1 in the City and County of Denver and the State of Colorado, to extend the term and increase funding for Head Start services. (HEALTH, SAFETY, EDUCATION & SERVICES)

Adds \$653,996 to and extends for six months the contract with Denver Public Schools for Head Start services to 255 children and families. The last regularly scheduled Council meeting within the 30-day period is on 5-23-11. The Committee approved filing this bill by consent on 3-24-11.

CB11-0266 A bill for an Ordinance approving a proposed Second Amendatory Agreement for recovering delinquent fines, costs, and fees owed to the Denver County Court between the City and County of Denver and Integral Recoveries, Inc. (HEALTH, SAFETY, EDUCATION & SERVICES)

Adds \$429,000 to and extends the contract term one year with Integral Recoveries, Inc., for collection of referred accounts from Denver County Court. The last regularly scheduled Council meeting within the 30-day period is on 5-23-11. The Committee approved filing this bill by consent on 4-21-11.

CB11-0289 A bill for an ordinance authorizing expenditures in the General Government Special Revenue Fund based on a letter of intent from United States of America to award funding for the "Head Start Grant FY 2011-12" program. (HEALTH, SAFETY, EDUCATION & SERVICES)

Approves half of the budget (\$4,079,358) for the Head Start grant for 7-1-11 through 6-30-12 to serve 1,083 children ages 3-5. The Committee approved filing this bill by consent on 4-28-11.

CB11-0290 A bill for an ordinance approving and providing for the execution of a proposed grant agreement between the City and County of Denver and the United States of America concerning the "Shelter Plus Care Women's FY11-12" program and the funding therefor. (HEALTH, SAFETY, EDUCATION & SERVICES)

Accepts a \$391,632 U.S. Department of Housing and Urban Development Grant for 2011-2012 funding for Shelter Plus Care - Women to provide rental assistance for chronically homeless individuals with mental illnesses. The Committee approved filing this bill by consent on 4-28-11.

CB11-0291 A bill for an ordinance approving and providing for the execution of a proposed grant agreement between the City and County of Denver and the United States of America concerning the "Shelter Plus Care Xenia FY11-12" program and the funding therefor. (HEALTH, SAFETY, EDUCATION & SERVICES)

Accepts a \$358,560 U.S. Department of Housing and Urban Development grant for 2011-2012 funding for Shelter Plus Care - Xenia Project for rental assistance to chronically homeless individuals with mental illnesses. The Committee approved filing this bill by consent on 4-28-11.

CB11-0292 A bill for an Ordinance approving a proposed purchase order by the City and County of Denver and Pierce Manufacturing, Inc., for the purchase of four velocity pumpers and one ladder truck for the Denver Fire Department. (HEALTH, SAFETY, EDUCATION & SERVICES)

Approves a \$2,595,281 purchase of four velocity pumpers and one ladder truck for the Denver Fire Department as part of the Planned Fleet Replacement Fund. The last regularly scheduled Council meeting within the 30-day period is on 5-23-11. The Committee approved filing this bill by consent on 4-28-11.

CB11-0301 A bill for an ordinance approving a proposed Revival and Amendatory Agreement between the City and County of Denver and The Coffee Mug, LLC, for the lease of 700 square feet in the southeast corner of the Central Library. (HEALTH, SAFETY, EDUCATION & SERVICES)

Extends the contract with The Coffee Mug at the Denver Public Library for two years to Dec. 31, 2012. The last regularly scheduled Council meeting within the 30-day period is on 5-23-11. The Committee approved filing this bill by consent on 4-28-11.

Land Use, Transportation & Infrastructure

CB11-0294 A bill for an ordinance amending Divisions 1, 3 and 4 of Article III of Chapter 56 of the Revised Municipal Code of the City and County of Denver updating sanitary and storm sewer provisions. (LAND USE, TRANSPORTATION & INFRASTRUCTURE)

Amends parts of Chapter 56, Utilities, of the Denver Revised Municipal Code to update sanitary and storm sewer provisions. The Committee approved filing this bill at its meeting on 4-26-11.

Adjourn

Pending

CB11-0258 A bill for an ordinance relating to the Denver Zoning Code, to: improve usability and organization; make clarifying changes and substantive changes based on experience with the Code over the previous

eight months.

CB11-0261 A bill for an ordinance changing the zoning classification of 1545 Julian Street.

CB11-0268 A bill for an ordinance changing the zoning classification of 1042 S. Parker Road.

Bills Pending 6/6/2011					
CB #	Committee	Status	Description	Continued From	Hearing
CB11-0261	LAND USE, TRANSPORTATION & INFRASTRUCTURE	Final Consid.	A bill for an ordinance changing the zoning classification of 1545 Julian Street.	4/26/2011 5/2/2011	YES
CB11-0268	LAND USE, TRANSPORTATION & INFRASTRUCTURE	Final Consid.	A bill for an ordinance changing the zoning classification of 1042 S. Parker Road.	4/26/2011 5/2/2011	YES
CB11-0258	LAND USE, TRANSPORTATION & INFRASTRUCTURE	Final Consid.	A bill for an ordinance relating to the Denver Zoning Code, to: improve usability and organization; make clarifying changes and substantive changes based on experience with the Code over the previous eight months.	4/12/2011 4/26/2011 4/19/2011 5/3/2011 5/9/2011	YES