

City Council Minutes

Meeting Date: Monday, January 28, 2013 5:30 PM

Pledge of Allegiance

Councilman Nevitt led the Pledge of Allegiance.

Roll Call

Present: Brooks, Brown, Faatz, Herndon, Kniech, Lehmann, Lopez, Montero,
Nevitt, Ortega, Robb, Shepherd, Susman

Absent: None

Approval of the Minutes

The minutes of meeting date, Tuesday, January 22, 2013, were distributed to Council. Council President Susman ordered the minutes approved.

Council Announcements

Councilmembers Herndon, Ortega, and Susman offered announcements.

Presentations

Communications

Proclamations

CP13-0055 A proclamation recognizing the 150th anniversary of the signing of the Emancipation Proclamation by President Abraham Lincoln. Councilmember Brooks, Montero, Susman, Faatz, Brown, Robb, López, Herndon, Kniech, and Lehmann.

A motion offered by Councilman Brooks, duly seconded by Councilman Herndon, that CP13-0055 be adopted, carried by the following vote:

Passed

For: Brooks, Brown, Faatz, Herndon, Kniech, Lehmann, Lopez, Montero, Nevitt, Ortega, Robb, Shepherd, Susman (13)

Against: (None) (0)

Absent: (None) (0)

Abstain: (None) (0)

Resolutions

The Council Secretary read the following resolutions by titles.

Land Use, Transportation & Infrastructure

CR13-0016 A resolution granting a revocable permit to The Rose Cottage, LLC to encroach into the right-of-way with various items at 300 Elati Street. (LAND USE, TRANSPORTATION & INFRASTRUCTURE)

A motion offered by Councilman Nevitt, duly seconded by Councilman Herndon, that CR13-0016 be adopted, carried by the following vote:

Passed

For: Brooks, Brown, Faatz, Herndon, Kniech, Lehmann, Lopez, Montero, Nevitt, Ortega, Robb, Shepherd, Susman (13)

Against: (None) (0)

Absent: (None) (0)

Abstain: (None) (0)

Bills for Introduction

The Council Secretary read the following bills by titles. Council President Susman announced that all other bills on introduction are ordered published.

Business, Workforce & Sustainability

CB12-0965 A bill for an ordinance approving a proposed Fifth Amendatory Agreement between the City and County of Denver and Pericle Communications Company concerning engineering services in the area of wireless communications at Denver International Airport. (GOVERNMENT & FINANCE)

A motion offered by Council President Susman, duly seconded by Councilman López, that CB12-0965, CB12-0966, CB13-0011, CB13-0013, CB12-0901, CB13-0010, and CB13-0017 be ordered published en bloc, carried by the following vote:

Passed

For: Brooks, Brown, Faatz, Herndon, Kniech, Lehmann, Lopez, Montero, Nevitt, Ortega, Robb, Shepherd, Susman (13)

Against: (None) (0)

Absent: (None) (0)

Abstain: (None) (0)

CB12-0966 A bill for an ordinance approving a proposed First Amendment to Agreement between the City and County of Denver and Ascent

Technology, Inc. related to software maintenance and support at Denver International Airport. (GOVERNMENT & FINANCE)

A motion offered by Council President Susman, duly seconded by Councilman López, that CB12-0965, CB12-0966, CB13-0011, CB13-0013, CB12-0901, CB13-0010, and CB13-0017 be ordered published en bloc, carried by the following vote:

Passed
For: Brooks, Brown, Faatz, Herndon, Kniech, Lehmann, Lopez, Montero, Nevitt, Ortega, Robb, Shepherd, Susman (13)
Against: (None) (0)
Absent: (None) (0)
Abstain: (None) (0)

Government & Finance

CB13-0011 A bill for an ordinance making rescissions and appropriations in the General Government Special Revenue Fund. (GOVERNMENT & FINANCE)

A motion offered by Council President Susman, duly seconded by Councilman López, that CB12-0965, CB12-0966, CB13-0011, CB13-0013, CB12-0901, CB13-0010, and CB13-0017 be ordered published en bloc, carried by the following vote:

Passed
For: Brooks, Brown, Faatz, Herndon, Kniech, Lehmann, Lopez, Montero, Nevitt, Ortega, Robb, Shepherd, Susman (13)
Against: (None) (0)
Absent: (None) (0)
Abstain: (None) (0)

CB13-0012 A bill for an ordinance making an appropriation from the Developmental Disabilities Special Revenue Fund. (GOVERNMENT & FINANCE)

A motion offered by Councilman Nevitt, duly seconded by Councilman Herndon, that CB13-0012 be ordered published, carried by the following vote:

Passed
For: Brooks, Brown, Faatz, Herndon, Kniech, Lehmann, Lopez, Nevitt, Ortega, Robb, Shepherd, Susman (12)
Against: (None) (0)
Absent: (None) (0)
Abstain: Montero (1)

CB13-0013 A bill for an ordinance approving a proposed Agreement for Purchase and Sale between the City and County of Denver and MCRT

Investments, LLC for property located at 2100 Wewatta Street, Denver, Colorado. (GOVERNMENT & FINANCE)

A motion offered by Council President Susman, duly seconded by Councilman López, that CB12-0965, CB12-0966, CB13-0011, CB13-0013, CB12-0901, CB13-0010, and CB13-0017 be ordered published en bloc, carried by the following vote:

Passed
For: Brooks, Brown, Faatz, Herndon, Kniech, Lehmann, Lopez, Montero, Nevitt, Ortega, Robb, Shepherd, Susman (13)
Against: (None) (0)
Absent: (None) (0)
Abstain: (None) (0)

Health, Safety, Education & Services

CB12-0901 A bill for an ordinance approving a proposed Third Amendatory Agreement between the City and County of Denver and Denver Health And Hospital Authority to provide transitional residential treatment and case management services to chronically homeless individuals who have a history of detoxification use in Denver. (HEALTH, SAFETY, EDUCATION & SERVICES)

A motion offered by Council President Susman, duly seconded by Councilman López, that CB12-0965, CB12-0966, CB13-0011, CB13-0013, CB12-0901, CB13-0010, and CB13-0017 be ordered published en bloc, carried by the following vote:

Passed
For: Brooks, Brown, Faatz, Herndon, Kniech, Lehmann, Lopez, Montero, Nevitt, Ortega, Robb, Shepherd, Susman (13)
Against: (None) (0)
Absent: (None) (0)
Abstain: (None) (0)

CB12-0967 A bill for an ordinance approving a proposed Agreement between the City and County of Denver and Denver Options Inc., to provide services and support to individuals with developmental disabilities. (HEALTH, SAFETY, EDUCATION & SERVICES)

A motion offered by Councilman Nevitt, duly seconded by Councilman López, that CB12-0967 be ordered published, carried by the following vote:

Passed
For: Brooks, Brown, Faatz, Herndon, Kniech, Lehmann, Lopez, Nevitt, Ortega, Robb, Shepherd, Susman (12)
Against: (None) (0)
Absent: (None) (0)

Abstain: Montero (1)

CB13-0010 A bill for an ordinance approving a proposed Third Amendatory Agreement between the City and County of Denver and Volunteers of America Colorado Branch to provide services for Denver's homeless populations. (HEALTH, SAFETY, EDUCATION & SERVICES)

A motion offered by Council President Susman, duly seconded by Councilman López, that CB12-0965, CB12-0966, CB13-0011, CB13-0013, CB12-0901, CB13-0010, and CB13-0017 be ordered published en bloc, carried by the following vote:

Passed

For: Brooks, Brown, Faatz, Herndon, Kniech, Lehmann, Lopez, Montero, Nevitt, Ortega, Robb, Shepherd, Susman (13)

Against: (None) (0)

Absent: (None) (0)

Abstain: (None) (0)

Land Use, Transportation & Infrastructure

CB13-0017 A bill for an ordinance approving and providing for the execution of a proposed contract between the City and County of Denver and the State of Colorado, Department of Transportation, concerning the "Denver TIP 2013-Signal System" project and the funding therefor. (LAND USE, TRANSPORTATION & INFRASTRUCTURE)

A motion offered by Council President Susman, duly seconded by Councilman López, that CB12-0965, CB12-0966, CB13-0011, CB13-0013, CB12-0901, CB13-0010, and CB13-0017 be ordered published en bloc, carried by the following vote:

Passed

For: Brooks, Brown, Faatz, Herndon, Kniech, Lehmann, Lopez, Montero, Nevitt, Ortega, Robb, Shepherd, Susman (13)

Against: (None) (0)

Absent: (None) (0)

Abstain: (None) (0)

Recap of Bills to be Called Out

Recess

Council did not take a recess.

Council Reconvenes and Resumes its Regular Session

Bills for Final Consideration

Business, Workforce & Sustainability

CB12-0942 A bill for an ordinance approving a proposed First Amendatory Agreement between the City and County of Denver and The Estate of Clyfford E. Still, to amend language related to copyright and other matters. (BUSINESS, WORKFORCE & SUSTAINABILITY)

A motion offered by Councilman Nevitt, duly seconded by Councilman Herndon, that CB12-0942, CB12-0959, CB12-0960, CB12-0961, CB12-0962, CB12-0963, CB12-0964, CB13-0007, CB13-0001, CB13-0002, CB13-0005, CB12-0983, CB12-0969, and CB13-0004 be placed upon final consideration and do pass, carried by the following vote:

Passed

For: Brooks, Brown, Faatz, Herndon, Kniech, Lehmann, Lopez, Montero, Nevitt, Ortega, Robb, Shepherd, Susman (13)

Against: (None) (0)

Absent: (None) (0)

Abstain: (None) (0)

CB12-0945 A bill for an ordinance approving a proposed Agreement between the City and County of Denver and HSS, Inc. for queue and line management services of the three security screening checkpoints at Denver International Airport. (BUSINESS, WORKFORCE & SUSTAINABILITY)

A motion offered by Councilman Nevitt, duly seconded by Councilwoman Kniech that CB12-0945 be placed upon final consideration and do pass, carried by the following vote:

Passed

For: Brooks, Brown, Faatz, Herndon, Kniech, Lehmann, Lopez, Montero, Nevitt, Ortega, Robb, Shepherd, Susman (13)

Against: (None) (0)

Absent: (None) (0)

Abstain: (None) (0)

CB12-0959 A bill for an ordinance approving a proposed Agreement between the City and County of Denver and AECOM Technical Services, Inc. related to construction support services at Denver International Airport. (BUSINESS, WORKFORCE & SUSTAINABILITY)

A motion offered by Councilman Nevitt, duly seconded by Councilman Herndon, that CB12-0942, CB12-0959, CB12-0960, CB12-0961, CB12-0962, CB12-0963, CB12-0964, CB13-0007, CB13-0001, CB13-0002, CB13-0005, CB12-0983, CB12-

0969, and CB13-0004 be placed upon final consideration and do pass, carried by the following vote:

Passed
For: Brooks, Brown, Faatz, Herndon, Kniech, Lehmann, Lopez, Montero, Nevitt, Ortega, Robb, Shepherd, Susman (13)
Against: (None) (0)
Absent: (None) (0)
Abstain: (None) (0)

CB12-0960 A bill for an ordinance approving a proposed Agreement between the City and County of Denver and CMTS LLC related to construction support services at Denver International Airport. (BUSINESS, WORKFORCE & SUSTAINABILITY)

A motion offered by Councilman Nevitt, duly seconded by Councilman Herndon, that CB12-0942, CB12-0959, CB12-0960, CB12-0961, CB12-0962, CB12-0963, CB12-0964, CB13-0007, CB13-0001, CB13-0002, CB13-0005, CB12-0983, CB12-0969, and CB13-0004 be placed upon final consideration and do pass, carried by the following vote:

Passed
For: Brooks, Brown, Faatz, Herndon, Kniech, Lehmann, Lopez, Montero, Nevitt, Ortega, Robb, Shepherd, Susman (13)
Against: (None) (0)
Absent: (None) (0)
Abstain: (None) (0)

CB12-0961 A bill for an ordinance approving a proposed Agreement between the City and County of Denver and Kumar and Associates, Inc. related to technical support services at Denver International Airport. (BUSINESS, WORKFORCE & SUSTAINABILITY)

A motion offered by Councilman Nevitt, duly seconded by Councilman Herndon, that CB12-0942, CB12-0959, CB12-0960, CB12-0961, CB12-0962, CB12-0963, CB12-0964, CB13-0007, CB13-0001, CB13-0002, CB13-0005, CB12-0983, CB12-0969, and CB13-0004 be placed upon final consideration and do pass, carried by the following vote:

Passed
For: Brooks, Brown, Faatz, Herndon, Kniech, Lehmann, Lopez, Montero, Nevitt, Ortega, Robb, Shepherd, Susman (13)
Against: (None) (0)
Absent: (None) (0)
Abstain: (None) (0)

CB12-0962 A bill for an ordinance approving a proposed Contract between

the City and County of Denver and Ash & White Construction Co., d/b/a White Construction Group, Ltd. related to on-call construction services at Denver International Airport. (BUSINESS, WORKFORCE & SUSTAINABILITY)

A motion offered by Councilman Nevitt, duly seconded by Councilman Herndon, that CB12-0942, CB12-0959, CB12-0960, CB12-0961, CB12-0962, CB12-0963, CB12-0964, CB13-0007, CB13-0001, CB13-0002, CB13-0005, CB12-0983, CB12-0969, and CB13-0004 be placed upon final consideration and do pass, carried by the following vote:

Passed
For: Brooks, Brown, Faatz, Herndon, Kniech, Lehmann, Lopez, Montero, Nevitt, Ortega, Robb, Shepherd, Susman (13)
Against: (None) (0)
Absent: (None) (0)
Abstain: (None) (0)

CB12-0963 A bill for an ordinance approving a proposed Contract between the City and County of Denver and Haselden Construction, LLC related to on-call construction services at Denver International Airport. (BUSINESS, WORKFORCE & SUSTAINABILITY)

A motion offered by Councilman Nevitt, duly seconded by Councilman Herndon, that CB12-0942, CB12-0959, CB12-0960, CB12-0961, CB12-0962, CB12-0963, CB12-0964, CB13-0007, CB13-0001, CB13-0002, CB13-0005, CB12-0983, CB12-0969, and CB13-0004 be placed upon final consideration and do pass, carried by the following vote:

Passed
For: Brooks, Brown, Faatz, Herndon, Kniech, Lehmann, Lopez, Montero, Nevitt, Ortega, Robb, Shepherd, Susman (13)
Against: (None) (0)
Absent: (None) (0)
Abstain: (None) (0)

CB12-0964 A bill for an ordinance approving a proposed Contract between the City and County of Denver and Roche Constructors, Inc. related to on-call construction services at Denver International Airport. (BUSINESS, WORKFORCE & SUSTAINABILITY)

A motion offered by Councilman Nevitt, duly seconded by Councilman Herndon, that CB12-0942, CB12-0959, CB12-0960, CB12-0961, CB12-0962, CB12-0963, CB12-0964, CB13-0007, CB13-0001, CB13-0002, CB13-0005, CB12-0983, CB12-0969, and CB13-0004 be placed upon final consideration and do pass, carried by the following vote:

Passed

For: Brooks, Brown, Faatz, Herndon, Kniech, Lehmann, Lopez, Montero, Nevitt, Ortega, Robb, Shepherd, Susman (13)

Against: (None) (0)

Absent: (None) (0)

Abstain: (None) (0)

CB13-0007 A bill for an ordinance approving a proposed Agreement between the City and County of Denver and Parsons Brinckerhoff, Inc. related to construction support services at Denver International Airport. (BUSINESS, WORKFORCE & SUSTAINABILTIY)

A motion offered by Councilman Nevitt, duly seconded by Councilman Herndon, that CB12-0942, CB12-0959, CB12-0960, CB12-0961, CB12-0962, CB12-0963, CB12-0964, CB13-0007, CB13-0001, CB13-0002, CB13-0005, CB12-0983, CB12-0969, and CB13-0004 be placed upon final consideration and do pass, carried by the following vote:

Passed

For: Brooks, Brown, Faatz, Herndon, Kniech, Lehmann, Lopez, Montero, Nevitt, Ortega, Robb, Shepherd, Susman (13)

Against: (None) (0)

Absent: (None) (0)

Abstain: (None) (0)

Government & Finance

CB13-0001 A bill for an ordinance approving a proposed Purchase and Sale Agreement between the City and County of Denver and William W. Smith, III, to sell the real property located at 335 Milwaukee Street. (GOVERNMENT & FINANCE)

A motion offered by Councilman Nevitt, duly seconded by Councilman Herndon, that CB12-0942, CB12-0959, CB12-0960, CB12-0961, CB12-0962, CB12-0963, CB12-0964, CB13-0007, CB13-0001, CB13-0002, CB13-0005, CB12-0983, CB12-0969, and CB13-0004 be placed upon final consideration and do pass, carried by the following vote:

Passed

For: Brooks, Brown, Faatz, Herndon, Kniech, Lehmann, Lopez, Montero, Nevitt, Ortega, Robb, Shepherd, Susman (13)

Against: (None) (0)

Absent: (None) (0)

Abstain: (None) (0)

CB13-0002 A bill for an ordinance (I) authorizing and approving the City's sponsorship of the 2013 Metro Mortgage Assistance Plus Program; (II)

authorizing the execution of all Program Documents; (III) authorizing the appointment of a Master Servicer, Escrow Agent, Custodian, Administrator, Program Monitor and Program Advisor for the Program; (IV) allocating funds for the DPA Grant; and (V) delegating to the power to take all such actions as are necessary or appropriate to accomplish the foregoing. (GOVERNMENT & FINANCE)

A motion offered by Councilman Nevitt, duly seconded by Councilman Herndon, that CB12-0942, CB12-0959, CB12-0960, CB12-0961, CB12-0962, CB12-0963, CB12-0964, CB13-0007, CB13-0001, CB13-0002, CB13-0005, CB12-0983, CB12-0969, and CB13-0004 be placed upon final consideration and do pass, carried by the following vote:

Passed
For: Brooks, Brown, Faatz, Herndon, Kniech, Lehmann, Lopez, Montero, Nevitt, Ortega, Robb, Shepherd, Susman (13)
Against: (None) (0)
Absent: (None) (0)
Abstain: (None) (0)

CB13-0005 A bill for an ordinance approving a proposed License Agreement between the City and County of Denver and Sprint Solutions, Inc., to add installation of DAS equipment inside of the Denver Police Crime Lab. (GOVERNMENT & FINANCE)

A motion offered by Councilman Nevitt, duly seconded by Councilman Herndon, that CB12-0942, CB12-0959, CB12-0960, CB12-0961, CB12-0962, CB12-0963, CB12-0964, CB13-0007, CB13-0001, CB13-0002, CB13-0005, CB12-0983, CB12-0969, and CB13-0004 be placed upon final consideration and do pass, carried by the following vote:

Passed
For: Brooks, Brown, Faatz, Herndon, Kniech, Lehmann, Lopez, Montero, Nevitt, Ortega, Robb, Shepherd, Susman (13)
Against: (None) (0)
Absent: (None) (0)
Abstain: (None) (0)

Health, Safety, Education & Services

CB12-0983 A bill for an ordinance approving an Intergovernmental Agreement between the City and County of Denver and Denver Public School District No. 1 for the provision of School Resource Officers during the 2012-2013 school year. (HEALTH, SAFETY, EDUCATION & SERVICES)

A motion offered by Councilman Nevitt, duly seconded by Councilman Herndon, that CB12-0942, CB12-0959, CB12-0960, CB12-0961, CB12-0962, CB12-0963,

CB12-0964, CB13-0007, CB13-0001, CB13-0002, CB13-0005, CB12-0983, CB12-0969, and CB13-0004 be placed upon final consideration and do pass, carried by the following vote:

Passed
For: Brooks, Brown, Faatz, Herndon, Kniech, Lehmann, Lopez, Montero, Nevitt, Ortega, Robb, Shepherd, Susman (13)
Against: (None) (0)
Absent: (None) (0)
Abstain: (None) (0)

Land Use, Transportation & Infrastructure

CB12-0969 A bill for an ordinance approving a Second Amendatory Agreement between the City and County of Denver and Jacobs Project Management Co. to provide continuing project management for the Denver Justice Center. (LAND USE, TRANSPORTATION & INFRASTRUCTURE)

A motion offered by Councilman Nevitt, duly seconded by Councilman Herndon, that CB12-0942, CB12-0959, CB12-0960, CB12-0961, CB12-0962, CB12-0963, CB12-0964, CB13-0007, CB13-0001, CB13-0002, CB13-0005, CB12-0983, CB12-0969, and CB13-0004 be placed upon final consideration and do pass, carried by the following vote:

Passed
For: Brooks, Brown, Faatz, Herndon, Kniech, Lehmann, Lopez, Montero, Nevitt, Ortega, Robb, Shepherd, Susman (13)
Against: (None) (0)
Absent: (None) (0)
Abstain: (None) (0)

CB13-0004 A bill for an Ordinance approving a Quitclaim Deed whereby the City quitclaims all of its rights in a Cul-de-Sac easement at Quebec Street to Madre Investment Company, LLC. (LAND USE, TRANSPORTATION & INFRASTRUCTURE)

A motion offered by Councilman Nevitt, duly seconded by Councilman Herndon, that CB12-0942, CB12-0959, CB12-0960, CB12-0961, CB12-0962, CB12-0963, CB12-0964, CB13-0007, CB13-0001, CB13-0002, CB13-0005, CB12-0983, CB12-0969, and CB13-0004 be placed upon final consideration and do pass, carried by the following vote:

Passed
For: Brooks, Brown, Faatz, Herndon, Kniech, Lehmann, Lopez, Montero, Nevitt, Ortega, Robb, Shepherd, Susman (13)
Against: (None) (0)
Absent: (None) (0)

Abstain: (None) (0)

Adjourn

There being no further business before the City Council, Council President Susman adjourned the meeting at 6:41 PM.

Pending

For 2-11-13

CB12-0953 A bill for an ordinance changing the zoning classification for 1239 Bruce Randolph Avenue.

Required Public Hearing

Final Consideration (LAND USE, TRANSPORTATION & INFRASTRUCTURE)

For 2-19-13

CB12-0807 A bill for an ordinance changing the zoning classification for 245 Columbine Street, with a reasonable condition.

Required Public Hearing

Final Consideration (LAND USE, TRANSPORTATION & INFRASTRUCTURE)