

## **City Council Minutes**

Meeting Date: Monday, January 24, 2011 5:30 PM

### **Pledge of Allegiance**

Councilmember Montero led the pledge of allegiance.

### **Roll Call**

Present: Boigon, Brown, Faatz, Hancock, Johnson, Lehmann, Linkhart, López, Madison, Montero, Nevitt, Robb, Sandoval (13)

Councilmember Boigon arrived late.

### **Approval of Minutes of Tuesday, January 18, 2011**

The minutes of meeting date, Tuesday, January 18, 2011 were distributed to Council. Council President Nevitt ordered the minutes approved.

### **Council Announcements**

Councilmember Lehmann offered an announcement.

### **Presentations**

### **Communications**

### **Proclamations**

#### **CP11-0048 A proclamation honoring Helen C. Gonzales on the occasion of her retirement.**

Sponsored by Councilmembers Montero, Hancock, Johnson, Lehmann, Boigon, Sandoval, Linkhart, Brown, Robb, López, Madison, Faatz

A motion offered by Councilmember Lehmann, duly seconded by Councilmember Linkhart, that CP11-0048 be adopted carried by the following vote:

Passed

For: Boigon, Brown, Faatz, Hancock, Johnson, Lehmann, Linkhart, Lopez, Madison, Montero, Nevitt, Robb, Sandoval (13)

Against: (None) (0)

Absent: (None) (0)

Abstain: (None) (0)

## Resolutions

The Council Secretary read the following resolutions by titles.

### Business, Workforce & Sustainability

CR11-0001 A resolution approving the Mayor's Reappointments to the Cherry Creek Subarea Business Improvement District Board of Directors.

A motion offered by Councilmember Montero, duly seconded by Councilmember Hancock, that CR11-0001, CR11-0007, and CR11-0009 be adopted en bloc, carried by the following vote:

Passed

For: Boigon, Brown, Faatz, Hancock, Johnson, Lehmann, Linkhart, Lopez, Madison, Montero, Nevitt, Robb, Sandoval (13)

Against: (None) (0)

Absent: (None) (0)

Abstain: (None) (0)

### Land Use, Transportation & Infrastructure

CR11-0007 A resolution granting a revocable permit to University of Colorado Denver, to encroach into the right-of-way with glass enclosed stairs and stair landings at 1475 Lawrence Street.

A motion offered by Councilmember Montero, duly seconded by Councilmember Hancock, that CR11-0001, CR11-0007, and CR11-0009 be adopted en bloc, carried by the following vote:

Passed

For: Boigon, Brown, Faatz, Hancock, Johnson, Lehmann, Linkhart, Lopez, Madison, Montero, Nevitt, Robb, Sandoval (13)

Against: (None) (0)

Absent: (None) (0)

Abstain: (None) (0)

CR11-0009 A resolution reappointing Councilmembers Peggy Lehmann and Paul López to the Board of Directors of the Urban Drainage and Flood Control District for terms of Feb. 1, 2011 to Jan. 31, 2013.

A motion offered by Councilmember Montero, duly seconded by Councilmember Hancock, that CR11-0001, CR11-0007, and CR11-0009 be adopted en bloc, carried by the following vote:

Passed

For: Boigon, Brown, Faatz, Hancock, Johnson, Lehmann, Linkhart, Lopez, Madison, Montero, Nevitt, Robb, Sandoval (13)

Against: (None) (0)

Absent: (None) (0)

Abstain: (None) (0)

## **Bills for Introduction**

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

### **Business, Workforce & Sustainability**

CB10-1153 A bill for an ordinance approving a proposed Agreement between the City and County of Denver and DaVita, Inc. for incentive payments for job creation and corporate headquarters relocation.

A motion offered by Councilmember Boigon, duly seconded by Councilmember Madison that CB10-1153 be ordered published, carried by the following vote:

Passed

For: Boigon, Brown, Hancock, Johnson, Lehmann, Linkhart, Lopez, Madison, Montero, Nevitt, Robb, Sandoval (12)

Against: Faatz (1)

Absent: (None) (0)

Abstain: (None) (0)

CB11-0004 A bill for an ordinance approving a proposed Supplemental Agreement between the City and County of Denver and Mission Yogurt, Inc. concerning renovation and upgrade for the shared commons area for the food courts at Denver International Airport.

A motion offered by Councilmember Nevitt, duly seconded by Councilmember Montero, that CB11-0004, CB11-0005, CB10-0945, CB10-1137, CB11-0002, and CB11-0003 be ordered published en bloc, carried by the following vote:

Passed

For: Boigon, Brown, Faatz, Hancock, Johnson, Lehmann, Linkhart, Lopez, Madison, Montero, Nevitt, Robb, Sandoval (13)

Against: (None) (0)

Absent: (None) (0)

Abstain: (None) (0)

CB11-0005 A bill for an ordinance approving a proposed Supplemental Agreement between the City and County of Denver and Mission Yogurt, Inc. concerning renovation and upgrade for the shared commons area for the food courts at Denver International Airport.

A motion offered by Councilmember Nevitt, duly seconded by Councilmember Montero, that CB11-0004, CB11-0005, CB10-0945, CB10-1137, CB11-0002, and CB11-0003 be ordered published en bloc, carried by the following vote:

Passed

For: Boigon, Brown, Faatz, Hancock, Johnson, Lehmann, Linkhart, Lopez, Madison, Montero, Nevitt, Robb, Sandoval (13)

Against: (None) (0)

Absent: (None) (0)

Abstain: (None) (0)

## Health, Safety, Education & Services

CB10-0945 A bill for an ordinance approving a proposed second amendatory agreement by and between the City and County of Denver and SYSCON Justice Systems, Inc., for additional functionality in the jail management system.

A motion offered by Councilmember Nevitt, duly seconded by Councilmember Montero, that CB11-0004, CB11-0005, CB10-0945, CB10-1137, CB11-0002, and CB11-0003 be ordered published en bloc, carried by the following vote:

Passed

For: Boigon, Brown, Faatz, Hancock, Johnson, Lehmann, Linkhart, Lopez, Madison, Montero, Nevitt, Robb, Sandoval (13)

Against: (None) (0)

Absent: (None) (0)

Abstain: (None) (0)

CB10-1137 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 "Community-Based Violence Prevention" program and the funding therefor.

A motion offered by Councilmember Nevitt, duly seconded by Councilmember Montero, that CB11-0004, CB11-0005, CB10-0945, CB10-1137, CB11-0002, and CB11-0003 be ordered published en bloc, carried by the following vote:

Passed

For: Boigon, Brown, Faatz, Hancock, Johnson, Lehmann, Linkhart, Lopez, Madison, Montero, Nevitt, Robb, Sandoval (13)

Against: (None) (0)

Absent: (None) (0)

Abstain: (None) (0)

## Land Use, Transportation & Infrastructure

CB11-0002 A bill for an ordinance approving an on-call agreement between Matrix Design Group, Inc. and the City & County of Denver for engineering services.

A motion offered by Councilmember Nevitt, duly seconded by Councilmember Montero, that CB11-0004, CB11-0005, CB10-0945, CB10-1137, CB11-0002, and CB11-0003 be ordered published en bloc, carried by the following vote:

Passed

For: Boigon, Brown, Faatz, Hancock, Johnson, Lehmann, Linkhart, Lopez, Madison, Montero, Nevitt, Robb, Sandoval (13)

Against: (None) (0)

Absent: (None) (0)

Abstain: (None) (0)

CB11-0003 A bill for an ordinance approving an Intergovernmental Agreement between the City and County of Denver and the State of Colorado, Department of Transportation for the Bear Creek Trail Project.

A motion offered by Councilmember Nevitt, duly seconded by Councilmember Montero, that CB11-0004, CB11-0005, CB10-0945, CB10-1137, CB11-0002, and CB11-0003 be ordered published en bloc, carried by the following vote:

Passed

For: Boigon, Brown, Faatz, Hancock, Johnson, Lehmann, Linkhart, Lopez, Madison, Montero, Nevitt, Robb, Sandoval (13)

Against: (None) (0)

Absent: (None) (0)

Abstain: (None) (0)

## **Recap of Bills to be Called Out**

## Recess

## Council Reconvenes and Resumes its Regular Session

### Bills for Final Consideration - Public Hearings

REQUIRED	<b>CB10-1149 A bill for an ordinance approving a park building plan for Denver Museum of Nature and Science Education and Collection Facility. (LAND USE, TRANSPORTATION &amp; INFRASTRUCTURE)</b> Approves a park building plan, per DRMC Article X, Chapter 39, for an addition on the south side of Denver Museum of Nature and Science for the Education and Collection Facility, a Better Denver Bond Project in Council District 8. The Committee approved filing this bill at its meeting on 1-4-11.
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Council sat as a Committee of the Whole commencing at 6:47 PM. Council President Nevitt presiding, to hear speakers either for or against the bill. Bernadette Kelly, Kent Hups, Peggy Day, and Brotha Seku signed up to address the bill. Mark Tabor of Parks and Recreation and Bridget Coughlin of the Denver Museum of Nature & Science delivered the Staff Report with an overview and recommendation for approval.

A motion offered by Councilmember Montero, duly seconded by Councilmember Lehmann, that CB10-1149 be placed upon final consideration and do pass carried by the following vote:

Passed

For: Boigon, Brown, Faatz, Hancock, Johnson, Lehmann, Linkhart, Lopez, Madison, Montero, Nevitt, Robb, Sandoval (13)

Against: (None) (0)

Absent: (None) (0)

Abstain: (None) (0)

### Bills for Final Consideration

#### FasTracks

CB10-0561 A bill for an ordinance approving a third amendatory agreement between the City and County of Denver and the Regional Transportation District to accept reimbursement for the FasTrack Liaison Agreement.

A motion offered by Councilmember Montero, duly seconded by Councilmember Hancock, that CB10-0561, CB10-0665, CB10-1155, and CB10-1062 be placed upon final consideration and do pass en bloc, carried by the following vote:

Passed

For: Boigon, Brown, Faatz, Hancock, Johnson, Lehmann, Linkhart, Lopez, Madison, Montero, Nevitt, Robb, Sandoval (13)

Against: (None) (0)

Absent: (None) (0)

Abstain: (None) (0)

Health, Safety, Education & Services

CB10-0665 A bill for an ordinance approving the fourth amendatory on-call agreement between Sink Combs Dethlefs and the City & County of Denver to extend the contract term.

A motion offered by Councilmember Nevitt, duly seconded by Councilmember Montero, that CB11-0004, CB11-0005, CB10-0945, CB10-1137, CB11-0002, and CB11-0003 be ordered published en bloc, carried by the following vote:

Passed

For: Boigon, Brown, Faatz, Hancock, Johnson, Lehmann, Linkhart, Lopez, Madison, Montero, Nevitt, Robb, Sandoval (13)

Against: (None) (0)

Absent: (None) (0)

Abstain: (None) (0)

CB10-1155 A bill for an ordinance approving a proposed Amendatory Agreement between the City and County of Denver and The Colorado Coalition For The Homeless, to continue to provide funds for rental subsidies and security deposits for one hundred sixty-five (165) income qualified households.

A motion offered by Councilmember Nevitt, duly seconded by Councilmember Montero, that CB11-0004, CB11-0005, CB10-0945, CB10-1137, CB11-0002, and CB11-0003 be ordered published en bloc, carried by the following vote:

Passed

For: Boigon, Brown, Faatz, Hancock, Johnson, Lehmann, Linkhart, Lopez, Madison, Montero, Nevitt, Robb, Sandoval (13)

Against: (None) (0)

Absent: (None) (0)

Abstain: (None) (0)

Land Use, Transportation & Infrastructure

CB10-1034 A bill for an ordinance authorizing the Lease Buyout and Property Transfer Agreement with Public Service Company of Colorado relating to the Crime Lab and the Cherokee Steam Plant.

A motion offered by Councilmember Lehmann, duly seconded by Councilmember Robb, that CB10-1034 be placed upon final consideration and do pass, failed to carry by the following vote:

Failed

For: (None) (0)

Against: Boigon, Brown, Faatz, Hancock, Johnson, Lehmann, Linkhart, Lopez, Madison, Montero, Nevitt, Robb, Sandoval (13)

Absent: (None) (0)

Abstain: (None) (0)

CB10-1062 A bill for an ordinance approving the third amendatory agreement between Wenk Associates and the City & County of Denver to increase compensation for additional design services.

A motion offered by Councilmember Nevitt, duly seconded by Councilmember Montero, that CB11-0004, CB11-0005, CB10-0945, CB10-1137, CB11-0002, and CB11-0003 be ordered published en bloc, carried by the following vote:.

Passed

For: Boigon, Brown, Faatz, Hancock, Johnson, Lehmann, Linkhart, Lopez, Madison, Montero, Nevitt, Robb, Sandoval (13)

Against: (None) (0)

Absent: (None) (0)

Abstain: (None) (0)

## Adjourn

There being no further business before the City Council, Council President Nevitt adjourned the meeting at 7:23 PM.

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President

Attested by me with the Corporate Seal  
of the City and County of Denver

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Clerk and Recorder, Ex-Officio Clerk  
of the City and County of Denver

City Council public documents are available upon request in alternate formats.  
Prepared by Kelly Velez