

City Council Minutes

Meeting Date: Monday, February 10, 2014 5:30 PM

Pledge of Allegiance

Councilwoman Robb led the Pledge of Allegiance.

Roll Call

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

Absent: Ortega

Approval of the Minutes

The minutes of meeting date, Monday, February 3, 2014, were distributed to Council. Council President Susman ordered the minutes approved.

Council Announcements

Councilman Brooks offered an announcement.

Presentations

Communications

Proclamations

Resolutions

The Council Secretary read the following resolutions by titles.

Government & Finance

CR14-0043 A resolution approving the Denver City Council Reappointment to the Audit Committee. (GOVERNMENT & FINANCE)

A motion offered by Councilwoman Robb, duly seconded by Councilwoman Shepherd, that CR14-0043 and CR14-0097 be adopted en bloc, carried by the following vote:

Passed

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

Health, Safety, Education & Services

CR14-0097 A resolution authorizing and approving the expenditure and payment from the appropriation account designated "liability claims," the sum of Fourteen Thousand Eight Hundred Dollars (\$14,800.00), payable to Dominic Pasquale and the Law Firm of Kevin C. Flesch LLC, in full payment and satisfaction of all claims in Civil Action No. 12-cv-01225-RPM, in the United States District Court for the District of Colorado.

A motion offered by Councilwoman Robb, duly seconded by Councilwoman Shepherd, that CR14-0043 and CR14-0097 be adopted en bloc, carried by the following vote:

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

CB14-0037 A bill for an Ordinance approving a proposed Second Amendatory Agreement between the City and County of Denver and Verizon Wireless (VAW) LLC d/b/a Verizon Wireless. (BUSINESS, WORKFORCE & SUSTAINABILITY)

A motion offered by Council President Susman, duly seconded by Councilwoman Robb, that CB14-0037, CB13-0865, CB14-0033, CB14-0040, CB14-0041, CB14-0012, CB14-0028, CB14-0034, and CB14-0035 be ordered published en bloc, carried by the following vote:

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

Absent: Ortega (1)
Abstain: (None) (0)

CB14-0038 A bill for an ordinance amending Divisions I and III of Article III and Article VII both in Chapter 28 of the Denver Revised Municipal Code pertaining to the establishment and duties of the Division of Small Business Opportunity, implementation of the Minority and Women Business Enterprise contracting ordinance in furtherance of nondiscrimination in City construction and construction related contracts, and the implementation of the Small Business Enterprise program for construction and construction related contracts. (BUSINESS, WORKFORCE & SUSTAINABILITY)

A motion offered by Councilwoman Robb, duly seconded by Councilman Herndon, that CB14-0038 and CB14-0039 be ordered published en bloc, carried by the following vote:

Passed

For: Brooks, Brown, Herndon, Kniech, Lehmann, Lopez, Montero, Nevitt, Robb, Shepherd, Susman (11)

Against: Faatz (1)

Absent: Ortega (1)

Abstain: (None) (0)

Councilman Herndon requested a combined one-hour courtesy public hearing on CB14-0038 and CB14-0039 for Tuesday, February 18, 2014.

CB14-0039 A bill for an ordinance repealing and reenacting a new Article V of Chapter 28 of the Revised Municipal Code entitled "Nondiscrimination in City Contracts and Purchase Orders for Covered Goods and Covered Services and Opportunities for Minority and Woman-Owned Businesses and Small Business Enterprises in Procurements for Covered Goods and Covered Services". (BUSINESS, WORKFORCE & SUSTAINABILITY)

A motion offered by Councilwoman Robb, duly seconded by Councilman Herndon, that CB14-0038 and CB14-0039 be ordered published en bloc, carried by the following vote:

Passed

For: Brooks, Brown, Herndon, Kniech, Lehmann, Lopez, Montero, Nevitt, Robb, Shepherd, Susman (11)

Against: Faatz (1)

Absent: Ortega (1)

Abstain: (None) (0)

Councilman Herndon requested a combined one-hour courtesy public hearing on CB14-0038 and CB14-0039 for Tuesday, February 18, 2014.

Government & Finance

CB13-0865 A bill for an ordinance approving a proposed Agreement between the City and County of Denver and Architectural Energy Corporation. (GOVERNMENT & FINANCE)

A motion offered by Council President Susman, duly seconded by Councilwoman Robb, that CB14-0037, CB13-0865, CB14-0033, CB14-0040, CB14-0041, CB14-0012, CB14-0028, CB14-0034, and CB14-0035 be ordered published en bloc, carried by the following vote:

Passed

For: Brooks, Brown, Faatz, Herndon, Kniech, Lehmann, Lopez, Montero, Nevitt, Robb, Shepherd, Susman (12)

Against: (None) (0)

Absent: Ortega (1)

Abstain: (None) (0)

CB14-0033 A bill for an ordinance authorizing the purchase of capital equipment budgeted for 2014. (GOVERNMENT & FINANCE)

A motion offered by Council President Susman, duly seconded by Councilwoman Robb, that CB14-0037, CB13-0865, CB14-0033, CB14-0040, CB14-0041, CB14-0012, CB14-0028, CB14-0034, and CB14-0035 be ordered published en bloc, carried by the following vote:

Passed

For: Brooks, Brown, Faatz, Herndon, Kniech, Lehmann, Lopez, Montero, Nevitt, Robb, Shepherd, Susman (12)

Against: (None) (0)

Absent: Ortega (1)

Abstain: (None) (0)

Health, Safety, Education & Services

CB14-0040 A bill for an ordinance approving a proposed Agreement between the City and County of Denver and Denver Urban Renewal Authority, to provide funds to administer a single family rehabilitation program for income-qualified Denver homeowners. (HEALTH, SAFETY, EDUCATION & SERVICES)

A motion offered by Council President Susman, duly seconded by Councilwoman Robb, that CB14-0037, CB13-0865, CB14-0033, CB14-0040, CB14-0041, CB14-0012, CB14-0028, CB14-0034, and CB14-0035 be ordered published en bloc, carried by the following vote:

Passed

For: Brooks, Brown, Faatz, Herndon, Kniech, Lehmann, Lopez, Montero, Nevitt, Robb, Shepherd, Susman (12)

Against: (None) (0)

Absent: Ortega (1)

Abstain: (None) (0)

CB14-0041 A bill for an ordinance approving and providing for the execution of proposed grant agreement between the City and County of Denver and the United States of America concerning the "Women's Second Chance Act" program funding therefor. (HEALTH, SAFETY, EDUCATION & SERVICES)

A motion offered by Council President Susman, duly seconded by Councilwoman Robb, that CB14-0037, CB13-0865, CB14-0033, CB14-0040, CB14-0041, CB14-0012, CB14-0028, CB14-0034, and CB14-0035 be ordered published en bloc, carried by the following vote:

Passed

For: Brooks, Brown, Faatz, Herndon, Kniech, Lehmann, Lopez, Montero, Nevitt, Robb, Shepherd, Susman (12)

Against: (None) (0)

Absent: Ortega (1)

Abstain: (None) (0)

Land Use, Transportation & Infrastructure

CB14-0012 A bill for an ordinance approving a proposed Agreement between the City and County of Denver and Concrete Works of Colorado, Inc., for the 2013 General Storm Sewer Improvements for the South Holly and Pacific Place Outfall (Evans and Holly) and the South Poplar Storm Outfall (Alameda and Quebec). (LAND USE, TRANSPORTATION & INFRASTRUCTURE)

A motion offered by Council President Susman, duly seconded by Councilwoman Robb, that CB14-0037, CB13-0865, CB14-0033, CB14-0040, CB14-0041, CB14-0012, CB14-0028, CB14-0034, and CB14-0035 be ordered published en bloc, carried by the following vote:

Passed

For: Brooks, Brown, Faatz, Herndon, Kniech, Lehmann, Lopez, Montero, Nevitt, Robb, Shepherd, Susman (12)

Against: (None) (0)

Absent: Ortega (1)

Abstain: (None) (0)

CB14-0028 A bill for an ordinance approving a proposed Agreement

between the City and County of Denver and Insituform Technologies, LLC, for emergency rehabilitation of sewer facilities. (LAND USE, TRANSPORTATION & INFRASTRUCTURE)

A motion offered by Council President Susman, duly seconded by Councilwoman Robb, that CB14-0037, CB13-0865, CB14-0033, CB14-0040, CB14-0041, CB14-0012, CB14-0028, CB14-0034, and CB14-0035 be ordered published en bloc, carried by the following vote:

Passed

For: Brooks, Brown, Faatz, Herndon, Kniech, Lehmann, Lopez, Montero, Nevitt, Robb, Shepherd, Susman (12)

Against: (None) (0)

Absent: Ortega (1)

Abstain: (None) (0)

CB14-0034 A bill for an ordinance changing the zoning classification for 351 South Jackson Street. (LAND USE, TRANSPORTATION & INFRASTRUCTURE)

A motion offered by Council President Susman, duly seconded by Councilwoman Robb, that CB14-0037, CB13-0865, CB14-0033, CB14-0040, CB14-0041, CB14-0012, CB14-0028, CB14-0034, and CB14-0035 be ordered published en bloc, carried by the following vote:

Passed

For: Brooks, Brown, Faatz, Herndon, Kniech, Lehmann, Lopez, Montero, Nevitt, Robb, Shepherd, Susman (12)

Against: (None) (0)

Absent: Ortega (1)

Abstain: (None) (0)

CB14-0035 A bill for an ordinance changing the zoning classification for 1465 South Colorado Boulevard. (LAND USE, TRANSPORTATION & INFRASTRUCTURE)

A motion offered by Council President Susman, duly seconded by Councilwoman Robb, that CB14-0037, CB13-0865, CB14-0033, CB14-0040, CB14-0041, CB14-0012, CB14-0028, CB14-0034, and CB14-0035 be ordered published en bloc, carried by the following vote:

Passed

For: Brooks, Brown, Faatz, Herndon, Kniech, Lehmann, Lopez, Montero, Nevitt, Robb, Shepherd, Susman (12)

Against: (None) (0)

Absent: Ortega (1)

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

CB14-0021 A bill for an ordinance approving a proposed Agreement between the City and County of Denver and Inland Technologies International, Limited related to the aircraft deicing system at Denver International Airport. (BUSINESS, WORKFORCE & SUSTAINABILITY)

A motion offered by Councilwoman Robb, duly seconded by Councilman Brooks, that CB14-0021, CB14-0022, CB14-0029, CB13-0986, CB14-0023, and CB13-0969 be placed upon final consideration and do pass, carried by the following vote:

Passed

For: Brooks, Brown, Faatz, Herndon, Kniech, Lehmann, Lopez, Montero, Nevitt, Robb, Shepherd, Susman (12)

Against: (None) (0)

Absent: Ortega (1)

Abstain: (None) (0)

CB14-0022 A bill for an ordinance approving a proposed Contract between the City and County of Denver and Castle Rock Construction Company of Colorado, LLC related to reconstruction of Inbound/Outbound Peña Boulevard between 2nd Creek and E-470 at Denver International Airport. (BUSINESS, WORKFORCE & SUSTAINABILITY)

A motion offered by Councilwoman Robb, duly seconded by Councilman Brooks, that CB14-0021, CB14-0022, CB14-0029, CB13-0986, CB14-0023, and CB13-0969 be placed upon final consideration and do pass, carried by the following vote:

Passed

For: Brooks, Brown, Faatz, Herndon, Kniech, Lehmann, Lopez, Montero, Nevitt, Robb, Shepherd, Susman (12)

Against: (None) (0)

Absent: Ortega (1)

Abstain: (None) (0)

CB14-0029 A bill for an ordinance approving a proposed Second Amendment to Agreement between the City and County of Denver and Parsons Transportation Group Inc. related to the South Terminal Redevelopment Project at Denver International Airport. (BUSINESS, WORKFORCE & SUSTAINABILITY)

A motion offered by Councilwoman Robb, duly seconded by Councilman Brooks, that CB14-0021, CB14-0022, CB14-0029, CB13-0986, CB14-0023, and CB13-0969 be placed upon final consideration and do pass, carried by the following vote:

Passed

For: Brooks, Brown, Faatz, Herndon, Kniech, Lehmann, Lopez, Montero, Nevitt, Robb, Shepherd, Susman (12)

Against: (None) (0)

Absent: Ortega (1)

Abstain: (None) (0)

Government & Finance

CB13-0986 A bill for an ordinance approving a proposed Amendatory Agreement between the City and County of Denver and ThyssenKrupp Elevator Corporation. (GOVERNMENT & FINANCE)

A motion offered by Councilwoman Robb, duly seconded by Councilman Brooks, that CB14-0021, CB14-0022, CB14-0029, CB13-0986, CB14-0023, and CB13-0969 be placed upon final consideration and do pass, carried by the following vote:

Passed

For: Brooks, Brown, Faatz, Herndon, Kniech, Lehmann, Lopez, Montero, Nevitt, Robb, Shepherd, Susman (12)

Against: (None) (0)

Absent: Ortega (1)

Abstain: (None) (0)

CB14-0023 A bill for an ordinance making an appropriation from the General Government Special Revenue Fund to the Energy Efficiency Assistance fund. (GOVERNMENT & FINANCE)

A motion offered by Councilwoman Robb, duly seconded by Councilman Brooks, that CB14-0021, CB14-0022, CB14-0029, CB13-0986, CB14-0023, and CB13-0969 be placed upon final consideration and do pass, carried by the following vote:

Passed

For: Brooks, Brown, Faatz, Herndon, Kniech, Lehmann, Lopez, Montero, Nevitt, Robb, Shepherd, Susman (12)

Against: (None) (0)

Absent: Ortega (1)
Abstain: (None) (0)

Land Use, Transportation & Infrastructure

CB13-0969 A bill for an ordinance amending subsection 8 of section 39-121 pertaining to increases in fees and memberships at the Bear Creek Park Southwest Family YMCA Facility. (LAND USE, TRANSPORTATION & INFRASTRUCTURE)

A motion offered by Councilwoman Robb, duly seconded by Councilman Brooks, that CB14-0021, CB14-0022, CB14-0029, CB13-0986, CB14-0023, and CB13-0969 be placed upon final consideration and do pass, carried by the following vote:

Passed

For: Brooks, Brown, Faatz, Herndon, Kniech, Lehmann, Lopez, Montero, Nevitt, Robb, Shepherd, Susman (12)

Against: (None) (0)

Absent: Ortega (1)

Abstain: (None) (0)

Announcement

Council President Susman announced that on Monday, March 10, 2014, Council will hold a required public hearing on CB14-0034, changing the zoning classification for 351 South Jackson Street; and a required public hearing on CB14-0035, changing the zoning classification for 1465 South Colorado Boulevard. Any protests against CB14-0034 or CB14-0035 must be filed with the Council Offices no later than Monday, March 3, 2014.

On Monday, March 10, 2014, Council will hold a required public hearing on CB14-0034, changing the zoning classification for 351 South Jackson Street; and a required public hearing on CB14-0035, changing the zoning classification for 1465 South Colorado Boulevard. Any protests against CB14-0034 or CB14-0035 must be filed with the Council Offices no later than Monday, March 3, 2014.

Adjourn

There being no further business before the City Council, Council President Susman adjourned the meeting at 6:00 PM.

Pending

For 3-10-14

CB13-0501 A bill for an ordinance to amend Chapter 48 (Solid Waste) of the Revised Municipal Code to add an Article IX (Disposable Bag Fees) and to make a corresponding amendment to Chapter 24.

Final Consideration (HEALTH, SAFETY, EDUCATION & SERVICES)