

City Council of Monday, October 03, 2011

City and County of Denver

Robin Kniech..... At Large
Deborah "Debbie" Ortega..... At Large
Susan K. Shepherd..... District 1
Jeanne Faatz..... District 2
Paul D. López..... District 3
Peggy Lehmann..... District 4
Mary Beth Susman..... District 5
Charlie Brown..... District 6



Chris Nevitt..... District 7
Albus Brooks..... District 8
Judy H. Montero..... District 9
Jeanne Robb..... District 10
Christopher Herndon..... District 11
Lauri Dannemiller..... Director
Kelly Velez..... Council Secretary

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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, October 03, 2011 5:30 PM

Pledge of Allegiance

Roll Call

Approval of Minutes of Monday, August 29, 2011

Council Announcements

Presentations

Communications

Proclamations

Resolutions

Business, Workforce & Sustainability

CR11-0676 A resolution approving the Mayor's reappointments and appointment to the Stapleton Development Corporation Board of Directors. (BUSINESS, WORKFORCE & SUSTAINABILITY)

Approves the mayoral reappointments of Stephen Miller and King Harris and the appointment of Justin Ross to the Stapleton Development Corporation Board of Directors for terms effective immediately and expiring June 30, 2016. The Committee approved filing this resolution by consent on 9-22-11.

Health, Safety, Education & Services

CR11-0723 A resolution authorizing and approving the expenditure and payment from the appropriation account designated "liability claims," the sum of Two Hundred Twenty-Five Thousand Dollars (\$225,000.00), payable to JASON ANTHONY GRABER in the amount of One Hundred Twenty-Four Thousand, Three Hundred Ninety-Two and 55/100 Dollars (\$124,392.55), and payable to KILLMER, LANE & NEWMAN, LLP in the amount of One Hundred Thousand, Six Hundred Seven and 45/100 Dollars (\$100,607.45), in full payment and satisfaction of all claims in Case No. 09-cv-01029-JLK-MJW, in the United States District Court for the District of Colorado. (HEALTH, SAFETY, EDUCATION & SERVICES)

Settles a claim involving the Police Department. This resolution was approved for filing at the Mayor-Council meeting on 9-27-11.

Bills for Introduction-Held or Postponed

Land Use, Transportation & Infrastructure

CB11-0283 A bill for an ordinance vacating a portion of Forest St., at approximately 43rd Ave., with reservations. (LAND USE, TRANSPORTATION & INFRASTRUCTURE)

Vacates a small portion of Forest St., which is not being used as a street, between 43rd Ave. and railroad right-of-way in Council District 11. The Committee approved filing this bill by consent on 6-16-11.

Bills for Introduction

Business, Workforce & Sustainability

CB11-0640 A bill for an ordinance approving a proposed Purchase order between BATTs, Inc. and the City and County of Denver, related to the purchase of three BATTs Deicer Trucks at Denver International Airport. (BUSINESS, WORKFORCE & SUSTAINABILITY)

Approves a \$909,900.00 purchase order to Batts Inc. for 3 Batts Deicer trucks for use in snow removal operations at Denver International Airport. The last regularly scheduled Council meeting within the 30-day period is on 10-24-11. The Committee approved filing this bill by consent on 9-8-11.

CB11-0641 A bill for an ordinance authorizing execution of a Permanent Easement to the Clyfford Still Museum relating to City land generally located at 13th Avenue and Bannock Street for the purpose of detention and drainage, landscaping and related improvements, and ingress and egress. (BUSINESS, WORKFORCE & SUSTAINABILITY)

Grants an easement to the Clyfford Still Museum of City Parcels adjacent to the Still Museum and the Hamilton Building at the corner of 13th and Bannock for detention and drainage, landscaping and related improvements, and ingress and egress. The last regularly scheduled Council meeting within the 30-day review period is on 10-24-11. The Committee approved filing this bill by consent on 9-8-11.

CB11-0652 A bill for an ordinance approving an agreement between New Design Construction Company and the City & County of Denver for the Red Rocks Visitor's Center Access Road Project. (BUSINESS, WORKFORCE & SUSTAINABILITY)

Approves a \$1,518,272.15 contract with New Design Construction Company to build an access service road leading to a new loading dock at the Red Rocks Visitor's Center. The last regularly scheduled Council meeting within the 30-day review

period is on 10-24-11. This bill was approved for filing by Council President Nevitt.

CB11-0665 A bill for an ordinance authorizing the purchase of capital equipment items from the Denver International Airport Capital Equipment and Improvements Fund. (BUSINESS, WORKFORCE & SUSTAINABILITY)

Authorizes the purchase of the following capital equipment items funded from the Denver International Airport Capital Equipment and Improvements Fund for \$4,626,600.00: 2 deicers; 4 snow equipment, 1 lift, 8 trucks, 1 trailer, 1 fire equipment, and 2 paint equipment. The Committee approved filing this bill by consent on 9-22-11.

Health, Safety, Education & Services

CB11-0580 A bill for an ordinance approving a proposed purchase order by the City and County of Denver and Lenco Industries, Inc., for the purchase of two tactical vehicles on behalf of Douglas and Boulder counties. (HEALTH, SAFETY, EDUCATION & SERVICES)

Approves a \$549,990 contract with Lenco Armored Vehicles for two tactical vehicles approved for purchase from the FY10 Urban Security Initiative grant program on behalf of Douglas and Boulder counties. The last regularly scheduled Council meeting within the 30-day review period is on 10-24-11. The Committee approved filing this bill by consent on 8-18-11.

Land Use, Transportation & Infrastructure

CB11-0627 A bill for an ordinance approving a proposed Amendatory Agreement between the City and County of Denver and The Abo Group, Inc. for on-call architectural and engineering services. (LAND USE, TRANSPORTATION & INFRASTRUCTURE)

Amends the on-call agreement with The Abo Group for architectural and engineering services to increase the maximum contract from \$480,000 to \$960,000 and add two years to extend the term to March 31, 2014. The last regularly scheduled Council meeting within the 30-day review period is on 10-24-11. The Committee approved filing this bill by consent on 9-1-11.

CB11-0653 A bill for an ordinance assessing the annual costs of the continuing care, operation, repair, maintenance and replacement of the East 13th Avenue Pedestrian Mall Local Maintenance District upon the real property, exclusive of improvements thereon, benefited. (LAND USE, TRANSPORTATION & INFRASTRUCTURE)

Approves the assessments based on the 2012 budget for the East 13th Avenue local maintenance district. Council sat as the Board of Equalization on Sept. 26, 2011. The Committee approved filing this bill at its meeting on 9-13-11.

CB11-0654 A bill for an ordinance assessing the annual costs of the continuing care, operation, repair, maintenance and replacement of the

Tennyson II Street Pedestrian Mall Local Maintenance District upon the real property, exclusive of improvements thereon, benefited. (LAND USE, TRANSPORTATION & INFRASTRUCTURE)

Approves the assessments based on the 2012 budget for the Tennyson Street II local maintenance district. Council sat as the Board of Equalization on Sept. 26, 2011. The Committee approved filing this bill at its meeting on 9-13-11.

CB11-0655 A bill for an ordinance assessing the annual costs of the continuing care, operation, repair, maintenance and replacement of the Expanded Greektown Pedestrian Mall Local Maintenance District upon the real property, exclusive of improvements thereon, benefited. (LAND USE, TRANSPORTATION & INFRASTRUCTURE)

Approves the assessments based on the 2012 budget for the Expanded Greektown local maintenance district. Council sat as the Board of Equalization Sept. 26, 2011. The Committee approved filing this bill at its meeting on 9-13-11.

CB11-0656 A bill for an ordinance assessing the annual costs of the continuing care, operation, repair, maintenance and replacement of the Golden Triangle Pedestrian Mall Local Maintenance District upon the real property, exclusive of improvements thereon, benefited. (LAND USE, TRANSPORTATION & INFRASTRUCTURE)

Approves the assessments based on the 2012 budget for the Golden Triangle local maintenance district. Council sat as the Board of Equalization on Sept. 26, 2011. The Committee approved filing this bill at its meeting on 9-13-11.

CB11-0657 A bill for an ordinance assessing the annual costs of the continuing care, operation, repair, maintenance and replacement of the Phase II West 38th Avenue Pedestrian Mall Local Maintenance District upon the real property, exclusive of improvements thereon, benefited. (LAND USE, TRANSPORTATION & INFRASTRUCTURE)

Approves the assessments based on the 2012 budget for the Phase II West 38th Avenue local maintenance district. Council sat as the Board of Equalization on Sept. 26, 2011. The Committee approved filing this bill at its meeting on 9-13-11.

CB11-0658 A bill for an ordinance assessing the annual costs of the continuing care, operation, repair, maintenance and replacement of the 32nd and Lowell Pedestrian Mall Local Maintenance District upon the real property, exclusive of improvements thereon, benefited. (LAND USE, TRANSPORTATION & INFRASTRUCTURE)

Approves the assessments based on the 2012 budget for the 32nd and Lowell local maintenance district. Council sat as the Board of Equalization on Sept. 26, 2011. The Committee approved filing this bill at its meeting on 9-13-11.

CB11-0670 A bill for an ordinance relinquishing portions of certain easements where they lie within Denargo Market Subdivision Filing No. 1. (LAND USE, TRANSPORTATION & INFRASTRUCTURE)

Relinquishes portions of easements lying within Denargo Market Filing No. 1 while maintaining the portions not included within that final plat in Council District 9. The

last regularly scheduled Council meeting within the 30-day review period is on 10-24-11. The Committee approved filing this bill by consent on 9-22-11.

CB11-0671 A bill for an ordinance authorizing execution of the First Amendment to Permanent Easement to Denargo Market Subdivision Filing No. 1 amending a storm drainage Permanent Easement recorded at Reception No. 2008146409. (LAND USE, TRANSPORTATION & INFRASTRUCTURE)

Amends an existing storm drainage easement within Denargo Market Filing No. to relinquish a small portion of the easement and extend the easement in other areas in Council District 9. The last regularly scheduled Council meeting within the 30-day review period is on 10-24-11. The Committee approved filing this bill by consent on 9-22-11.

Recap of Bills to be Called Out

Recess

Council Reconvenes and Resumes its Regular Session

Bills for Final Consideration

Government & Finance

CB11-0530 A bill for an Ordinance approving a three-year contract with Waste Management of Colorado, Inc. to provide trash services for City operated facilities in the amount of \$625,000. (GOVERNMENT & FINANCE)

Approves a three-year contract with Waste Management of Colorado, Inc. to provide trash services (dumpsters and power washing) for City operated facilities in the amount of \$625,000. The last regularly scheduled Council meeting within the 30-day review period is on 10-17-11. The Committee approved filing this bill by consent on 7-21-11.

CB11-0644 A bill for an ordinance approving a proposed Amendatory Agreement between the City and County of Denver and Accela, Incorporated to purchase Crystal Reports Server OEM Embedded Licenses and associated maintenance and support. (GOVERNMENT & FINANCE)

Adds \$25,000 to the contract with Accela Automation for additional Crystal Reports Server OEM Embedded Licenses (\$20,000) and associated maintenance and support (\$5,000) so users including Permitting, Inspections, and Plan Review can access and make reports from their database. The last regularly-scheduled Council meeting within the 30-day review period is on 10-17-11. The Committee approved filing this bill by consent on 9-15-11.

CB11-0677 A bill for an ordinance amending Section 18-173 of Chapter 18, of the Revised Municipal Code, changing the City's percentage contribution towards the monthly premiums for the medical insurance plans.

(GOVERNMENT & FINANCE)

Amends Section 18-173 of Chapter 18, of the Revised Municipal Code, to change the City's percentage contribution towards monthly premiums for employee medical insurance plans. The Committee discussed this bill in Committee on 9-14-11 and approved filing it by consent on 9-15-11.

CB11-0678 A bill for an ordinance amending Section 18-175 of Chapter 18, of the Revised Municipal Code, changing the City's percentage contribution toward the monthly premiums for the dental insurance plans.

(GOVERNMENT & FINANCE)

Outlines City contributions towards 2012 employee dental benefit plans. The Committee discussed this bill at its meeting on 9-14-11 and approved filing this bill by consent on 9-15-11.

CB11-0681 A bill for an Ordinance approving a proposed purchase by the City and County of Denver of insurance coverage from Kaiser Permanente Health Plan of Colorado, United Healthcare, Standard Insurance Company of Colorado, Inc., Delta Dental and Anthem Blue Cross and Blue Shield.

(GOVERNMENT & FINANCE)

Approves purchase of 2012 employee benefits per the recommendations from the Career Service Authority and the Employee Health Insurance Advisory Committee to reflect the new vision carrier, outline premiums and copay, and offer two new deductible/coinsurance plans, the United Health Care Navigate plan and the Kaiser Deductible HMO plan. The last regularly scheduled Council meeting within the 30-day review period is on 10-17-11. The Committee approved filing this bill at its meeting on 9-14-11.

Land Use, Transportation & Infrastructure

CB11-0621 A bill for an ordinance approving a proposed Second Amendatory Professional Services Agreement between the City and County of Denver and Jacobs Project Management Co. (LAND USE, TRANSPORTATION & INFRASTRUCTURE)

Amends the project management contract with Jacobs Project Management Co. to add the 14th Street improvement projects, establish the ability to add additional City projects as needed, and to extend the term to June 1, 2013, at no additional cost. The last regularly scheduled Council meeting within the 30-day review period is on 10-17-11. The Committee approved filing this bill by consent on 9-1-11.

CB11-0629 A bill for an ordinance approving a proposed Second Amendatory Agreement between the City and County of Denver and Oz Architecture of Denver, Inc., for on-call architectural and engineering services. (LAND USE, TRANSPORTATION & INFRASTRUCTURE)

Amends the on-call agreement with Oz Architecture for architectural and

engineering services to increase the maximum contract amount from \$960,000 to \$1,440,000 without extending the current term beyond May 31, 2012. The last regularly scheduled Council meeting within the 30-day review period is on 10-17-11. The Committee approved filing this bill by consent on 9-1-11.

CB11-0646 A bill for an ordinance approving an amendatory agreement between Tsiouvaras Simmons Holderness and the City & County of Denver to provide design construction services. (LAND USE, TRANSPORTATION & INFRASTRUCTURE)

Amends the contract with Tsiouvaras Simmons Holderness for professional design engineering services on the S. Broadway reconstruction project between Iowa and Wesley to add 18 months to the term and add \$298,004, for a new total of \$2,695,364, in Council District 7. The last regularly scheduled Council meeting within the 30-day review period is on 10-17-11. The Committee approved filing this bill by consent on 9-15-11.

CB11-0647 A bill for an ordinance approving a proposed Amendatory Agreement between the City and County of Denver and SiteWise, LLC, for locating underground utilities as needed for various projects in the City. (LAND USE, TRANSPORTATION & INFRASTRUCTURE)

Amends the on-call contract with SiteWise for locating underground utilities as needed for various projects in the City to extend it for two years, per contract provision, and increase the contract capacity from \$300,000 to \$600,000. The last regularly scheduled Council meeting within the 30-day review period is on 10-17-11. The Committee approved filing this bill by consent on 9-15-11.

CB11-0659 A bill for an ordinance authorizing a Permanent Easement to the Denver Water Board for use of City owned land located at the southeast corner of Monaco and Jewell Avenue to maintain a rectifier facility for the Conduit #29 water line. (LAND USE, TRANSPORTATION & INFRASTRUCTURE)

Grants a permanent easement for Denver Water Board to install a rectifier to maintain heat in the line on City-owned land at the southeast corner of Monaco and Jewell in Council District 6. The last regularly scheduled Council meeting within the 30-day period is on 10-17-11. The Committee approved filing this bill by consent on 9-15-11.

Announcement

On Monday, October 10, Council will sit as the Board of Equalization to hear any protests of assessment from the South Broadway (Arizona to Iowa) Local Maintenance District and the South Broadway (Arizona to Iowa) Local Improvement District.

On October 17, 2011, it is the intent of Council to convene as the Ex-officio Board of Directors of the Gateway Village General Improvement District to hold a public hearing on the District's proposed 2012 Work Plan and

Budget and to make appropriations and approve a mill levy for the Budget Year 2012.

Adjourn

Pending

CB11-0546 A bill for an ordinance changing the zoning classification of 7995 E. Hampden Ave. 7785 E. Hampden Ave. and a portion of 7777 E. Hampden Ave.

CB11-0605 A bill for an ordinance changing the zoning classification of 3155 East First Avenue from PUD No. 151 to C-CCN.

CB11-0606 A bill for an ordinance changing the zoning classification of 75 Adams Street from PUD No. 304 to C-MX-8.

Bills Pending 10/10/2011					
CB #	Committee	Status	Description	Continued From	Hearing
CB11-0606	LAND USE, TRANSPORTATION & INFRASTRUCTURE	Final Consid.	A bill for an ordinance changing the zoning classification of 75 Adams Street from PUD No. 304 to C-MX-8.	8/23/2011 8/30/2011 9/12/2011 9/19/2011	YES
CB11-0605	LAND USE, TRANSPORTATION & INFRASTRUCTURE	Final Consid.	A bill for an ordinance changing the zoning classification of 3155 East First Avenue from PUD No. 151 to C-CCN.	8/23/2011 8/30/2011 9/12/2011 9/19/2011	YES

Bills Pending 10/24/2011					
CB #	Committee	Status	Description	Continued From	Hearing
CB11-0546	LAND USE TRANSPORTATION AND	Final Consid.	A bill for an ordinance changing the zoning	7/26/2011 8/2/2011 8/9/2011	YES

	INFRASTRUCTURE		classification of 7995 E. Hampden Ave. 7785 E. Hampden Ave. and a portion of 7777 E. Hampden Ave.	9/26/2011	
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