

City Council of Monday, April 29, 2013

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
Janna B. Young..... Director
Kelly Velez..... Clerk

Room 451
City & County Building
Denver CO 80202

Phone: 720-337-2000
Email: dencc@denvergov.org

WEB ACCESS

**Live video and archives may be
accessed at**

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

REMINDER

As a courtesy to those in attendance,
please

turn off your cell phones.

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 720-337-2000.

AUDIO/VIDEO ACCESS TO CITY COUNCIL MEETINGS

City Council meetings are televised live on cable TV Channel 8, and can be viewed via live or archived web cast at <http://www.denvergov.org/citycouncil>. DVD recordings of meetings are available at the Central Library or at the Clerk and Recorder's Office.

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, April 29, 2013 5:30 PM

Pledge of Allegiance

Roll Call

Approval of the Minutes

Council Announcements

Presentations

Communications

Proclamations

CP13-0294 A proclamation acknowledging Monday, April 29, 2013 as "MSU DENVER MEN'S BASKETBALL DAY".

Sponsored by Councilmembers Montero, Brown, Faatz, Herndon, Lehmann, López, and Brooks.

Resolutions

Land Use, Transportation & Infrastructure

CR13-0259 A resolution granting a revocable permit BMC Steele Creek, LLC to encroach into the right-of-way with various items at North Steele Street at its intersection with East First Avenue.

Grants a revocable permit to BMC Steele Creek, LLC, to encroach into the public right-of-way with cornice, projection over the alley with building overhang, balconies, bays, entrance canopies, pedestrian lighting, signage, retaining walls, and decorative features at N. Steele Street and First Avenue in Council District 10. The Committee approved filing this resolution by consent on 4-18-13.

CR13-0275 A resolution granting a revocable permit to Denver Bike Sharing to encroach into the right-of-way with a bicycle docking station at 3310 Arapahoe Street.

Grants a revocable permit to Denver Bike Sharing to encroach into the public right-of-way with a bicycle docking station at 3310 Arapahoe in Council District 9. The Committee approved filing this resolution out of order by consent on 4-25-13.

Bills for Introduction

Business, Workforce & Sustainability

CB13-0212 A bill for an ordinance approving a proposed Standard Food and Beverage Concession Space Agreement between the City and County of Denver and LS and Partners @ DEN, LLC concerning a concession at Denver International Airport.

Approves a new concession agreement with LS and Partners @ DEN, LLC doing business as Steve's Snappin' Dogs at Denver International Airport for a 7-year term and \$321,242 in annual revenue (201309942-00). The last regularly scheduled Council meeting within the 30-day review period is on 5-20-13. The Committee approved filing this bill at its meeting on 4-17-13.

CB13-0224 A bill for an ordinance approving a proposed Standard Food and Beverage Concession Space Agreement between the City and County of Denver and CI/EL-ROI, JV concerning a concession at Denver International Airport.

Approves a new concession agreement with CI/EL-ROI, JV doing business as Wetzels Pretzels at Denver International Airport for a 7-year term and \$79,008 in annual revenue. The last regularly scheduled Council meeting within the 30-day review period is on 5-20-13. The Committee approved filing this bill at its meeting on 4-17-13.

CB13-0225 A bill for an ordinance approving a proposed Standard Food and Beverage Concession Space Agreement between the City and County of Denver and Denver Concession Group, LLC concerning a concession at Denver International Airport.

Approves a new concession agreement with Denver Concession Group, LLC doing business as Dunkin' Donuts at Denver International Airport for a 7-year term and \$95,202 in annual revenue (201309947-00). The last regularly scheduled Council meeting within the 30-day review period is on 5-20-13. The Committee approved filing this bill at its meeting on 4-17-13.

CB13-0247 A bill for an ordinance approving a proposed Second Amendment to Agreement between the City and County of Denver and Qwest Communications Company LLC, d/b/a CenturyLink, related to on-call technology maintenance and support services at Denver International Airport.

Adds \$5,234,604 to the contract with Century Link (CE-15006) to cover increased service needs for on-call technical systems support at Denver International Airport. The last regularly scheduled Council meeting within the 30-day review period is on 5-20-13. The Committee approved filing this bill at its meeting on 4-17-13.

CB13-0248 A bill for an ordinance approving a proposed Contract between

the City and County of Denver and Milender White Construction Co. for on-call construction services at Denver International Airport.

Approves a \$15,000,000 contract with Milender White Construction Co (201208783) for on-call construction services at Denver International Airport. The last regularly scheduled Council meeting within the 30-day review period is on 5-20-13. The Committee approved filing this bill at its meeting on 4-17-13.

CB13-0249 A bill for an ordinance approving an Amendment to Agreement between the City and County of Denver and Transportation Security Administration (TSA) for the checked baggage inspection system at Denver International Airport.

Amends the contract with TSA for the Checked Baggage Inspection System to add 12 months to design and make improvements to the checked baggage resolutions areas (CBRAs) to consolidate the seven current locations into 2 locations (201204840-01) at Denver International Airport. The last regularly scheduled Council meeting within the 30-day review period is on 5-20-13. The Committee approved filing this bill at its meeting on 4-17-13.

CB13-0255 A bill for an ordinance approving a proposed Agreement between the City and County of Denver and The Colorado Coalition for the Homeless, to provide funds to support the Tenant Based Rental Assistance program to provide rental assistance and security deposits for eligible households.

Approves a \$967,000 agreement with the Colorado Coalition for the Homeless for rental assistance and security deposits for low-income homeless households (OEDEV-201310150-00). The last regularly scheduled Council meeting within the 30-day review period is on 5-20-13. The Committee approved filing this bill by consent on 4-18-13.

CB13-0256 A bill for an ordinance amending Sections 28-83 and 28-234 of the Revised Municipal Code to extend the enactment of, respectively, Division 3 of Article III of Chapter 28 (the Minority and Women Business Enterprise (MBE/WBE) Ordinance) and Article VII of Chapter 28 (the Small Business Enterprise (SBE) Ordinance) for an additional six (6) months.

Extends the Minority Women and Business Enterprise (MWBE) and Small Business Enterprise Ordinance (SBE) for an additional six (6) months. The Committee approved filing this bill by consent on 4-18-13.

Government & Finance

CB13-0251 A bill for an ordinance amending the classification and pay plan for employees in the Career Service and for certain employees not in the Career Service.

Adds the classification of Building and Grounds Supervisor 804-J to the City Classification and Pay Plan. The Committee approved filing this bill by consent on 4-18-13.

Health, Safety, Education & Services

CB13-0160 A bill for an ordinance approving a proposed Amendatory Agreement by and between the City and County of Denver and Federal Signal Corporation for additional funds in support of the Warning Siren Replacement System and an equipment upgrade for the Denver International Airport siren activation station.

Amends the contract with Federal Signal Corporation to add \$26,518 for the Warning Siren Replacement System to add an equipment upgrade for the Denver International Airport siren activation station in Council District 11 (MOOEM201205697). The last regularly scheduled Council meeting within the 30-day review period is on 5-20-13. The Committee approved filing this bill by consent on 3-14-13.

CB13-0233 A bill for an Ordinance approving a Second Amendatory Agreement with Background Information Services, Inc. to conduct name searches on Court data.

Approves a contract with Background Information Services, Inc. (BIS) which allows BIS to conduct name searches on Court data for \$1.00 per search for an estimated \$182,000 in revenue to the City next year (201100449-2). The last regularly scheduled Council meeting within the 30-day review period is on 5-20-13. The Committee approved filing this bill by consent on 4-11-13.

CB13-0252 A bill for an ordinance approving the Eighth Amendatory Agreement between the City and County of Denver and B.I. Incorporated to provide electronic monitoring services.

Amends the contract with B.I. Incorporated to add six months through December 1, 2013 and to add \$420,000 to provide electronic monitoring services and equipment necessary to monitor offenders under the Electronic Monitoring Program (CE42058-08). The last regularly scheduled Council meeting within the 30-day review period is on 5-20-13. The Committee approved filing this bill by consent on 4-18-13.

CB13-0253 A bill for an ordinance approving the Sixth Amendatory Agreement between the City and County of Denver and The Colorado Coalition for the Homeless to provide Assertive Community Treatment (ACT) for mentally ill homeless persons.

Approves a sixth amendment to the Colorado Coalition for the Homeless (CCH) contract to add \$144,000 and one year through December 31, 2013 for Assertive Community Treatment (ACT) services to mentally-ill and homeless persons in the Court to Community Court Intervention Program (CE-70053 (6)). The last regularly scheduled Council meeting within the 30-day review period is on 5-20-13. The Committee approved filing this bill by consent on 4-18-13.

CB13-0254 A bill for an ordinance approving the Seventh Amendatory Agreement between the City and County of Denver and the Mental Health Center of Denver to provide Assertive Community Treatment (ACT) as part of the Court to Community Intervention Program.

Approves a seventh amendment to the Mental Health Center of Denver contract to add \$90,000 and one year through December 31, 2013, to provide Assertive Community Treatment (ACT) services to mentally ill and homeless persons in the Court to Community Court Intervention Program (CE-71064 (7)). The last regularly scheduled Council meeting within the 30-day review period is on 5-20-13. The Committee approved filing this bill by consent on 4-18-13.

Land Use, Transportation & Infrastructure

CB13-0118 A bill for an ordinance approving an On-Call General Engineering Services Agreement between the City and County of Denver and Short-Elliott-Hendrickson, Inc.

Approves an on-call general engineering services agreement with Short Elliott Hendrickson not to exceed \$1,000,000 a year for three years. The last regularly scheduled Council meeting within the 30-day review period is on 5-20-13. The Committee approved filing this bill by consent on 2-21-13.

CB13-0228 A bill for an ordinance changing the zoning classification of 11100 and 11150 East Dartmouth Avenue and 3101 South Parker Road.

Changes the zoning classification of PUD #309 (Former Chapter 59 Planned Unit Development) to PUD-G (Planned Unit Development - General) at 11150 & 11100 E. Dartmouth Ave. and 3101 S. Parker Road in Council District 4. A PUBLIC HEARING WILL BE HELD AT LEAST FOUR WEEKS AFTER PUBLICATION. The Committee approved filing this bill at its meeting on 4-16-13.

CB13-0244 A bill for an ordinance approving an agreement between K.E.C.I. Colorado, Inc. and the City & County of Denver for TREX Finalization Boston/Nassau Project.

Approves a \$610,977 contract with K.E.C.I. Colorado, Inc. to construct concrete sidewalks at Boston and Nassau, remove and replace an asphalt street section, and construct a new storm sewer system on S. Boston in Council District 4. The last regularly scheduled Council meeting within the 30-day review period is on 5-20-13. The Committee approved filing this bill by consent on 4-11-13.

CB13-0262 A bill for an ordinance designating certain properties as being required for public use and authorizing use and acquisition thereof by negotiation or through condemnation proceedings of fee, easement and other interests, including any rights and interests related or appurtenant to properties as needed for the South Broadway Reconstruction Project, Arizona Avenue to Kentucky Avenue.

Grants the authority to acquire through negotiated purchase or condemnation of all or any portion of any property interest in 28 properties for easement interests, access rights, improvements, buildings, fixtures, licenses, permits, and other appurtenances as part of the S. Broadway Improvement Project between Arizona and Kentucky. All full acquisitions will comply with Federal and State law, and when relocation is necessary (estimated on 7 parcels), the Uniform Relocation Act will be followed. The Committee approved filing this bill by consent on 4-18-13.

CB13-0263 A bill for an ordinance approving a proposed Purchase Order between the City and County of Denver and Sill-Terhar Motors, Inc., to procure 87 Ford Police Interceptors.

Approves a \$2,695,086 purchase order for 87 Ford Police Interceptors (2013 model) from Sill-Terhar Ford, Broomfield, with Planned Fleet Replacement Funds (PWOPS0000008480). The last regularly scheduled Council meeting within the 30-day review period is on 5-20-13. The Committee approved filing this bill by consent on 4-18-13.

CB13-0264 A bill for an ordinance approving a proposed Agreement between the City and County of Denver and CTM, Inc., for a park irrigation project at Harvard Gulch.

Approves a \$1,058,375 contract with CTM, Inc. for a park irrigation project at Harvard Gulch in Council District 7 (201309801). The last regularly scheduled Council meeting within the 30-day review period is on 5-20-13. The Committee approved filing this bill by consent on 4-18-13.

CB13-0265 A bill for an ordinance changing the zoning classification at 1101 North Quebec Street.

Changes the zoning classification from E-SU-Dx (Urban Edge Context, Single Unit, min. 6,000 square foot lot, Suburban House building form) to OS-A (Open Space, Public Park) at 1101 Quebec St. in Council District 5. A PUBLIC HEARING WILL BE HELD AT LEAST FOUR WEEKS AFTER PUBLICATION. The Committee approved filing this bill at its meeting on 4-16-13.

Recap of Bills to be Called Out

Pre-Recess Announcement

Tonight there will be a required public hearing on CB13-0155, changing the zoning classification of the northeast corner of East 1st Avenue and Fillmore Place; a required public hearing on CB13-0173, changing the zoning classification for 1172-1178 Mariposa Street and 1120-1122 West 12th Avenue; and a required public hearing on CB13-20188, changing the zoning classification for 13000 East Albrook Drive. Anyone wishing to speak on any of these matters must see the Council Secretary to receive a speaker card to fill out and return to her during the recess of Council.

Recess

Council Reconvenes and Resumes its Regular Session

Public Hearings - Bills for Final Consideration

Land Use, Transportation & Infrastructure

CB13-0155 A bill for an ordinance changing the zoning classification of the northeast corner of East 1st Avenue and Fillmore Place.

Changes the zoning classification by amending Planned Unit Development (PUD) #617 at 1st Ave. and Fillmore in Council District 10. A PUBLIC HEARING WILL BE HELD AT LEAST FOUR WEEKS FOLLOWING PUBLICATION. The Committee approved filing this bill at its meeting on 3-19-13.

CB13-0173 A bill for an ordinance changing the zoning classification for 1172-1178 Mariposa Street and 1120-1122 West 12th Avenue.

Changes the zoning classification from U-TU-B (Urban Neighborhood Context, 2-unit, min. 4500 sq. ft. lots) to U-MX-2x (Urban Neighborhood Context, Mixed Use, max. 2 story, limited scale) of the property at 1172-1178 Mariposa and 1120-1122 West 12th Ave. in Council District 9. A PUBLIC HEARING WILL BE HELD AT LEAST FOUR WEEKS FOLLOWING PUBLICATION. The Committee approved filing this bill at its meeting on 3-19-13.

CB13-0188 A bill for an ordinance changing the zoning classification for 13000 East Albrook Drive.

Changes the zoning classification from B-4 with waivers (Former Chapter 59 high density business/residential), UO-1 and UO-2 (Overlay districts allowing adult uses and billboards, respectively) to S-MX-2 (Suburban Context, Mixed Use, max. 2 stories) of 13000 E. Albrook in Council District 11 (2012I-00047). A PUBLIC HEARING WILL BE HELD AT LEAST FOUR WEEKS AFTER PUBLICATION. The Committee approved filing this bill at its meeting on 3-19-13.

Bills for Final Consideration

Business, Workforce & Sustainability

CB13-0234 A bill for an ordinance approving a proposed Agreement between the City and County of Denver and URS Corporation related to on-call electronics and communication system support services at Denver International Airport.

Approves a \$10,200,000 contract for three years plus two potential renewal years with URS Corporation for on-call electronic and communication system support services at Denver International Airport (201208363). The last regularly scheduled Council meeting within the 30-day review period is on 5-13-13. The Committee approved filing this bill at its meeting on 4-10-13.

CB13-0236 A bill for an ordinance approving a proposed Agreement between the City and County of Denver and Patrick Marold Studios, Inc. for the design of a public art project at Denver International Airport.

Approves a contract with Patrick Marold Studio Inc. (201209185-00) in the amount of \$1,500,000 to design, fabricate, and install a signature artwork for the exterior

area surrounding the Public Transit Center at Denver International Airport. The last regularly scheduled Council meeting within the 30-day review period is on 5-13-13. The Committee approved filing this bill at its meeting on 4-10-13.

CB13-0237 A bill for an ordinance approving a proposed Second Amendment to Agreement between the City and County of Denver and Long View Systems Corporation (USA) related to on-call technology maintenance and support services at Denver International Airport.

Adds \$500,000 to the existing contract with Long View Systems Corporation USA for on-call technical systems support (201100110). The last regularly scheduled Council meeting within the 30-day review period is on 5-13-13. The Committee approved filing this bill at its meeting on 4-10-13.

Government & Finance

CB13-0195 A bill for an ordinance approving a proposed Third Amendatory Agreement between the City and County of Denver and Lakeview Renovations, Inc., d/b/a North American Property Services, Inc., to increase the maximum contract amount and revise the scope of work.

Adds \$5,000,000 to the contract with Lakeview Renovations, Inc., for additional janitorial services in City buildings through December 2014 (GENRL-CE05006-02). The last regularly scheduled Council meeting within the 30-day review period is on 5-13-13. The Committee approved filing this bill by consent on 3-28-13.

CB13-0213 A bill for an ordinance authorizing the City and County of Denver to convey to Wells Fargo Bank, National Association, for the benefit of Metropolitan State University of Denver, by Quit Claim Deed its interest in a small parcel of real property located in the vicinity of Old West Colfax Avenue and the proposed Shoshone Street.

Conveys land to Metro State University of Denver for improvements at the new Baseball Field Complex in exchange for land required by the City for right-of-way to create a new Shoshone Street. This is a no cost exchange. The last regularly scheduled Council meeting within the 30-day review period is on 5-13-13. The Committee approved filing this bill by consent on 4-4-13.

CB13-0230 A bill for an ordinance amending the classification and pay plan for employees in the Career Service and for certain employees not in the Career Service.

Amends the City's Career Service Classification and Pay Plan by adding the classification of Staff Project Inspector (621-E). The Committee approved filing this bill by consent on 4-11-13.

CB13-0231 A bill for an ordinance amending the classification and pay plan for employees in the Career Service and for certain employees not in the Career Service.

Amends the City's Career Service Classification and Pay Plan by adding the Veterinary Assistant (606-O) and Animal Control Investigator I (613-N); revising

the job specification and title of Animal Control Investigator (615-N) and Public Health Veterinarian (812-O); revising the job specification and pay grade change for Animal Care Supervisor from 609-J to 801-O and Veterinary Technician from 606-O to 608-O; and abolishes the classes of Lead Animal Control Investigator, Zoo Veterinarian and Zoo Veterinarian Hourly. The Committee approved filing this bill by consent on 4-11-13.

CB13-0232 A bill for an ordinance amending the classification and pay plan for employees in the Career Service and for certain employees not in the Career Service.

Changes the pay grade for Wastewater Quality Control Supervisor from 807-E to 809-E. The Committee approved filing this bill by consent on 4-11-13.

CB13-0238 A bill for an ordinance approving a proposed Fifth Amendatory Agreement by and between the City and County of Denver and Trustwave Holdings, Inc.

Adds the 2013 exhibit outlining the year's scope of work to the contract with Trustwave Holdings for services to assure City compliance with industry standards regarding the payment and handling of payment cards. The last regularly scheduled Council meeting within the 30-day review period is on 5-13-13. The Committee approved filing this bill by consent on 4-11-13.

Health, Safety, Education & Services

CB13-0107 A bill for an ordinance approving a proposed amendatory agreement between the City and County of Denver and Denver Rescue Mission to provide emergency housing for homeless adults who are unable to stay in conventional shelters.

Amends the Denver Rescue Mission contract to add \$175,200 for a total contract amount of \$788,400 to provide shelter and case management for 300 adults who are discharged from hospital settings (CE04013 (2)). The last regularly scheduled Council meeting within the 30-day review period is on 5-13-13. The Committee approved filing this bill by consent on 2-21-13.

Announcement

On Monday, June 3, 2013, Council will hold a required public hearing on CB13-0228, changing the zoning classification of 11100 and 11150 East Dartmouth Avenue and 3101 South Parker Road, and a required public hearing on CB13-0265, changing the zoning classification at 1101 North Quebec Street. Any protests against CB13-0228 or CB13-0265 must be filed with the Council Offices no later than Tuesday, May 28, 2013.

Adjourn

Pending

For 5-13-13

CB13-0208 A bill for an ordinance changing the zoning classification at 2121 Children's Museum Drive.

**Required Public Hearing
Final Consideration**

For 5-13-13

CB13-0226 A bill for an ordinance changing the zoning classification 5042-44 North Federal Boulevard.

**Required Public Hearing
Final Consideration**

For 5-13-13

CB13-0229 A bill for an ordinance changing the zoning classification for 1683, 1685, 1687, 1691, 1693 and 1695 East Cedar Avenue.

**Required Public Hearing
Final Consideration**

For 5-20-13

CB13-0156 A bill for an ordinance changing the zoning classification at approximately 16th Avenue between Fillmore Street and Milwaukee Street.

**Required Public Hearing
Final Consideration**