

City Council of Monday, April 07, 2014

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

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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 lorrie.kosinski@denvergov.org 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.

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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, April 07, 2014 5:30 PM

Pledge of Allegiance

Roll Call

Approval of the Minutes

Council Announcements

Presentations

Communications

Proclamations

CP14-0246 A proclamation recognizing April 2014 as "Fair Housing Month".

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

CP14-0288 A proclamation recognizing the 10th Annual Doors OPEN Denver event on April 12 and 13.

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

CP14-0247 A proclamation concerning the reconstruction of Interstate 70 through Northeast Denver.

Sponsored by Councilmembers Montero, Lehmann, Susman, Brown, Brooks, Robb, Herndon, and Kniech.

Resolutions

Land Use, Transportation & Infrastructure

CR14-0239 A resolution laying out, opening and establishing as part of the City street system a parcel of land as Navajo Street at its intersection with West 33rd Avenue.

Dedicates a parcel of land as part of the public right-of-way of Navajo Street at its intersection with 33rd Avenue in Council District 9. The Committee approved filing

this resolution by consent on 3-27-14.

CR14-0240 A resolution laying out, opening and establishing as part of the City street system a parcel of land as Tejon Street at its intersection with West 33rd Avenue.

Dedicates a parcel of land as part of the public right-of-way of Tejon Street at its intersection with 33rd Avenue in Council District 9. The Committee approved filing this resolution by consent on 3-27-14.

CR14-0241 A resolution laying out, opening and establishing as part of the City street system a parcel of land as a public alley bounded by West 35th Avenue, Tejon Street, West 36th Avenue and Vallejo Street.

Dedicates a parcel of land as public alley right-of-way near the intersection of 35th Avenue and Tejon Street in Council District 9. The Committee approved filing this resolution by consent on 3-27-14.

Bills for Introduction

Business, Workforce & Sustainability

CB14-0243 A bill for an ordinance approving a proposed Reimbursement Agreement between the City and County of Denver and Southwest Airlines Co. related to Southwest's purchase of five jet bridges at Denver International Airport.

Approves a \$2 million contract with Southwest Airlines Company to execute a Reimbursement Agreement for Southwest's purchase of five (5) jet bridges for the Concourse C West 5 gate expansion project at Denver International Airport (PLANE-201415038-00). The last regularly scheduled Council meeting within the 30-day review period is on 4-28-14. The Committee approved filing this bill by consent on 3-27-14.

CB14-0244 A bill for an ordinance approving a proposed Agreement between the City and County of Denver and Prophet Brand Strategy, Inc. related to professional consulting services at Denver International Airport.

Approves a \$1.8 million, one-year contract with Prophet Brand Strategies for customer segmentation information, brand positioning, and other predictive analytics at Denver International Airport (201414903). The last regularly scheduled Council meeting within the 30-day review period is on 4-28-14. The Committee approved filing this bill at its meeting on 3-26-14.

Government & Finance

CB14-0201 A bill for an ordinance approving a proposed Fifth Amendatory Agreement between the City and County of Denver and Marsh USA, Inc., to provide insurance brokerage and risk management consulting services.

Adds \$70,000 and one additional year to the existing contract with Marsh USA through 3-31-15 (for a new total of \$564,000) for City property and liability insurance brokerage services and risk management consulting services (CE02088-05). The last regularly scheduled Council meeting within the 30-day review period is on 4-28-14. The Committee approved filing this bill by consent on 3-20-14.

CB14-0229 A bill for an ordinance approving a proposed Agreement between the City and County of Denver and O.J. Watson Company, Inc., to procure twenty Monroe Snow Plows and one Schwarze Sweeper financed through a lease purchase agreement.

Approves a contract with O.J. Watson Company, Inc. to obtain twenty (20) Monroe Snow Plows System and one (1) Schwarze Sweeper (201414666) for \$2,228,085 financed through a lease purchase agreement. The last regularly scheduled meeting within the 30-day review period is on 4-28-14. The Committee approved filing this bill at its meeting on 3-19-14.

CB14-0230 A bill for an ordinance approving a proposed Agreement between the City and County of Denver and Wagner Equipment Co., to procure two Caterpillar 160 M2 Road Graders financed through a lease purchase agreement.

Approves a contract with Wagner Equipment Co. to obtain two (2) Caterpillar 160 M2 Road Graders for \$597,129 financed through a lease purchase agreement (201414656). The last regularly scheduled meeting within the 30-day review period is on 4-28-14. The Committee approved filing this bill at its meeting on 3-19-14.

CB14-0231 A bill for an ordinance approving a proposed Agreement between the City and County of Denver and Transwest Freightliner, LLC, to procure three Freightliner Coronado SD Tractor Trucks and twenty Freightliner 114 SD Cab and Chassis financed through a lease purchase agreement.

Approves a contract with Transwest Freightliner to obtain three (3) Freightliner Coronado SD Tractor Trucks and twenty (20) Freightliner 114 SD Cab and Chassis (201414679) for \$2,836,996 financed through a lease purchase agreement. The last regularly scheduled meeting within the 30-day review period is on 4-28-14. The Committee approved filing this bill at its meeting on 3-19-14.

CB14-0232 A bill for an ordinance approving a proposed Agreement between the City and County of Denver and Spradley/Barr Ford, Inc., to procure fifty-five Police Interceptors financed through a lease purchase agreement.

Approves a contract with Spradley/Barr Ford to obtain fifty-five (55) Ford Interceptor Patrol cars for \$1,720,125 financed through a lease purchase agreement (201414680). The last regularly scheduled meeting within the 30-day review period is on 4-28-14. The Committee approved filing this bill at its meeting on 3-19-14.

CB14-0233 A bill for an ordinance approving a proposed Agreement between the City and County of Denver and Rush Truck Centers of Colorado, Inc., to procure forty-two Peterbilt Cab and Chassis financed through a lease purchase agreement.

Approves a contract with Rush Truck Centers of Colorado to obtain forty-two (42) Peterbilt Cab and Chassis for \$10,601,433.24 financed through a lease purchase agreement (201414664). The last regularly scheduled meeting within the 30-day review period is on 4-28-14. The Committee approved filing this bill at its meeting on 3-19-14.

CB14-0234 A bill for an ordinance approving a proposed Agreement between the City and County of Denver and Power Equipment Company, to procure two Volvo L-150G Wheel Loaders financed through a lease purchase agreement.

Approves a contract with Power Equipment Company to obtain two (2) Volvo L-150G Wheel Loaders for \$662,616 financed through a lease purchase agreement (201414681). The last regularly scheduled meeting within the 30-day review period is on 4-28-14. The Committee approved filing this bill at its meeting on 3-19-14.

CB14-0235 A bill for an ordinance approving a proposed Agreement between the City and County of Denver and Colorado Kenworth, Inc., to procure one Kenworth K270 Loadmaster Elite Rear Loader Refuse Truck financed through a lease purchase agreement.

Approves a contract with Colorado Kenworth to obtain one (1) Kenworth K270 Loadmaster Elite Rear Loader Refuse Truck for \$116,616.90 financed through a lease purchase agreement (201414665). The last regularly scheduled meeting within the 30-day review period is on 4-28-14. The Committee approved filing this bill at its meeting on 3-19-14.

CB14-0242 A bill for an ordinance authorizing the purchase of capital equipment from the Planned Fleet Replacement Fund.

Approves the purchase of one \$74,700 bucket truck for the Denver Police Department's police surveillance camera program financed through the Planned Fleet Replacement Fund. The Committee approved filing this bill by consent on 3-27-14.

Health, Safety, Education & Services

CB13-1005 A bill for an ordinance approving a proposed Loan Agreement between the City and County of Denver and The Housing Authority of the City and County of Denver, to provide rental housing assistance.

Approves a loan agreement with the Denver Housing Authority to provide an \$800,000 performance loan for the construction of a 77 unit mixed-income rental housing project (Mariposa Phase IV). Eighteen of the units will be replacement public housing units; 34 units will be affordable for households with incomes between 50% and 60% of the Area Median Income (AMI); and 24 units will be

market rate units. The last regularly scheduled Council meeting within the 30-day review period is on 4-28-14. The Committee approved filing this bill at its meeting on 1-7-14.

CB14-0090 A bill for an ordinance approving an Eighth Amendatory Agreement between the City and County of Denver and the Mental Health Center of Denver to provide behavioral health services.

Approves an eighth amendment to the agreement with Mental Health Center of Denver in the amount of \$90,000 through 12-31-14 to provide intensive treatment services (CE-71064 (8)). The last regularly scheduled Council meeting within the 30-day review period is on 4-28-14. Committee approved filing this bill by consent on 2-13-14.

CB14-0167 A bill for an ordinance approving a proposed Amendment to Development Agreement between the City and County of Denver and Forest City Enterprises, Inc., related to affordable housing.

Amends the Stapleton Development Agreement between Forest City Enterprises, Inc. and the City & County of Denver to provide an added level of flexibility for current Stapleton homeowners by providing alternative options at the time of resale and expanding the buyer pool for existing Stapleton affordable units in Council District 11. The last regularly scheduled Council meeting within the 30-day review period is on 4-28-14. The Committee approved filing this bill at its meeting on 3-11-14.

Land Use, Transportation & Infrastructure

CB14-0144 A bill for an ordinance approving a proposed Amendatory Agreement between the City and County of Denver and Anderson Hallas Architects PC, to extend the term and increase the maximum contract amount.

Approves an amendment to the on-call agreement with Anderson Hallas Architects to extend existing architectural and technical on-call services for an additional 24 months and to increase the on call task order capacity from \$480,000 to \$960,000 (201205581). The last regularly scheduled Council meeting within the 30-day review period is on 4-28-14. The Committee approved filing this bill by consent on 3-6-14.

CB14-0199 A bill for an ordinance changing the zoning classification for 12 South Garfield Street.

Approves the rezoning of 12 South Garfield Street from PUD #583 to G-RH-3 in Council District 10. A PUBLIC HEARING WILL BE HELD AT LEAST FOUR WEEKS AFTER PUBLICATION. The Committee approved filing this bill at its meeting on 3-25-14.

CB14-0216 A bill for an ordinance approving a proposed Amendatory Agreement between the City and County of Denver and David Owen Tryba Architects, to extend the term and increase the maximum contract amount.

Amends the on-call agreement with David Owen Tryba Architects for architectural and technical services to extend the term through 6-11-16 and to increase the on-call task order capacity from \$480,000 to \$960,000 (201205956). The last regularly scheduled Council meeting within the 30-day review period is on 4-28-14. The Committee approved filing this bill by consent on 3-20-14.

CB14-0217 A bill for an ordinance approving a proposed Amendatory Agreement between the City and County of Denver and Slaterpaul Architects, Inc., to extend the term and increase the maximum contract amount.

Amends the on-call agreement with Slaterpaul Architects for architectural and technical services to extend the term through 7-22-16 and to increase the on-call task order capacity from \$480,000 to \$960,000 (201205622). The last regularly scheduled Council meeting within the 30-day review period is on 4-28-14. The Committee approved filing this bill by consent on 3-20-14.

CB14-0218 A bill for an ordinance approving a proposed Amendatory Agreement between the City and County of Denver and Roth Sheppard Architects, LLP, to extend the term and increase the maximum contract amount.

Amends the on-call agreement with Roth Sheppard Architects for architectural and technical services to extend the term through 6-17-16 and to increase the on-call task order capacity from \$480,000 to \$960,000 (201205621). The last regularly scheduled Council meeting within the 30-day review period is on 4-28-14. The Committee approved filing this bill by consent on 3-20-14.

CB14-0219 A bill for an ordinance approving a proposed Amendatory Agreement between the City and County of Denver and Humphries Poli Architects PC, to extend the term and increase the maximum contract amount.

Amends the on-call agreement with Humphries Poli Architects for architectural and technical services to extend the term through 6-17-16 and to increase the on-call task order capacity from \$480,000 to \$960,000 (201205957). The last regularly scheduled Council meeting within the 30-day review period is on 4-28-14. The Committee approved filing this bill by consent on 3-20-14.

CB14-0220 A bill for an ordinance approving a proposed Amendatory Agreement between the City and County of Denver and Page Southerland Page, LLP, to extend the term and increase the maximum contract amount.

Amends the on-call agreement with Page Southerland Page, LLP for architectural and technical services to extend term through 6-17-16 and to increase the on-call task order capacity from \$480,000 to \$960,000 (201205623). The last regularly scheduled Council meeting within the 30-day review period is on 4-28-14. The Committee approved filing this bill by consent on 3-20-14.

CB14-0275 A bill for an ordinance approving a proposed Agreement for professional consulting services between the City and County of Denver and Parsons Brinkerhoff, Inc., for the National Western Stock Show

Complex and Coliseum Master Plan.

Approves a contract with Parsons Brinkerhoff, Inc. in the amount of \$745,819.57 for professional consulting services for the National Western Stock Show Complex and Coliseum ("National Western Center") Master Plan. The last regularly scheduled Council meeting within the 30-day review period is on 4-28-14. The Committee approved filing this bill at its meeting on 4-1-14.

Recap of Bills to be Called Out

Recess

Council Reconvenes and Resumes its Regular Session

Bills for Final Consideration

Business, Workforce & Sustainability

CB14-0226 A bill for an ordinance approving a proposed Agreement between the City and County of Denver and Bruel & Kjaer EMS, Inc. concerning consultant services at Denver International Airport.

Approves a \$2,406,230 contract through 4-3-19 with Bruel & Kjaer EMS, Inc. for technical support and maintenance services for the Airport Noise and Operations Management System at Denver International Airport (201414840). The last regularly scheduled Council meeting within the 30-day review period is on 4-21-14. The Committee approved filing this bill by consent on 3-20-14.

Government & Finance

CB14-0236 A bill for an ordinance approving a proposed Equipment Lease Purchase Agreement between the City and County of Denver and JPMorgan Chase Bank, N.A., to purchase Public Works and Safety fleet vehicles.

Authorizes the Manager of Finance to finance, through a capital lease purchase agreement with JPMorgan Chase Bank, the acquisition of fleet totaling an amount not to exceed \$18,763,065. The last regularly scheduled Council meeting within the 30-day review period is on 4-21-14. The Committee approved filing this bill at its meeting on 3-19-14.

Health, Safety, Education & Services

CB14-0091 A bill for an ordinance approving a Seventh Amendatory Agreement between the City and County of Denver and the Colorado Coalition for the Homeless to provide housing, mental health and substance abuse treatment.

Approves a seventh amendment to the agreement with the Colorado Coalition for the Homeless in the amount of \$144,000 through 12-31-14 to provide Assertive Community Treatment "ACT" services to mentally ill-homeless persons in the Court to Community intervention program (CE-70053 (7)). The last regularly scheduled Council meeting within the 30-day review period is on 4-21-14. The Committee approved filing this bill by consent on 2-13-14.

CB14-0140 A bill for an ordinance approving a proposed Amendment between the City and County of Denver and Third Way Center Inc to provide Residential Child Care Facility (RCCF) services.

Approves a contract with Third Way Center, Inc. in the amount of \$1,162,434.17 to provide placement and case management services to children in and out of home care (2012-05750-01). The last regularly scheduled Council meeting within the 30-day review period is on 4-21-14. The Committee approved filing this bill by consent on 2-27-14.

CB14-0188 A bill for an ordinance approving a proposed Second Amendatory Agreement between the City and County of Denver and El Pueblo Boys' & Girls' Ranch, Inc. to provide Residential Child Care Facility (RCCF) services.

Approves a contract with El Pueblo Boys & Girls Ranch, Inc. in the amount of \$2,143,215 through 6-30-15 to provide placements and case management services to children in and out of home care through child welfare (2012-05738-02). The last regularly scheduled Council meeting within the 30-day review period is on 4-21-14. The Committee approved filing this bill by consent on 3-13-14.

CB14-0221 A bill for an ordinance making an appropriation from the Developmental Disabilities Special Revenue Fund.

Appropriates \$869,000 from the fund balance in the Developmental Disabilities Special Revenue Fund (13304) to increase appropriations based on December's forecast of 2014 property tax revenue. This transaction is related to the Rocky Mountain Human Services contract (formerly known as Denver Options) for services provided to the developmentally disabled. The Committee approved filing this bill by consent on 3-20-14.

CB14-0222 A bill for an ordinance establishing a "Child Welfare Services" fund in the Human Services Special Revenue Fund and the means for authorizing expenditures from such fund.

Creates a fund in the Human Services Special Revenue Fund that will be a non-lapsing, cash-basis special revenue fund to help restrict and account for the receipt of the funds and expenditure of savings for child welfare services, in accordance with statute. The Committee approved filing this bill by consent on 3-20-14.

CB14-0224 A bill for an ordinance approving a Sixth Revival and Amendatory Intergovernmental Agreement with the City of Aurora to continue joint operation of the Rocky Mountain Fire Academy.

Amends an Intergovernmental Agreement with the City of Aurora to extend and ratify the joint operation of the Rocky Mountain Fire Academy (RMFA) through 12-

31-15 (RC6X005-6). The last regularly scheduled Council meeting within the 30-day review period is on 4-21-14. The Committee approved filing this bill by consent on 3-20-14.

CB14-0227 A bill for an ordinance approving a proposed Second Amendatory Agreement between the City and County of Denver and Housing Authority of the City and County of Denver, to extend the term.

Approves a contract extension through 5-21-14 with Denver Housing Authority to administer \$750,000 in Housing & Urban Development (HUD) Community Challenge Planning Grant – Housing Development Assistance Funds, to be used for affordable housing development (201102160). The last regularly scheduled Council meeting within the 30-day review period is on 4-21-14. The Committee approved filing this bill by consent on 3-20-14.

Land Use, Transportation & Infrastructure

CB14-0202 A bill for an ordinance vacating Beekman Place west of Nepal Street, with reservations.

Vacates a right-of-way for the section of Beekman Place west of Nepal Street in Council District 11. The Committee approved filing this bill by consent on 3-20-14.

CB14-0203 A bill for an ordinance vacating Tract U as shown on the Subdivision Plat for Green Valley Ranch Filing No. 35, with reservations.

Vacates Green Valley Ranch Filing 35, Tract U (at Beekman Place and Nepal Street) in Council District 11. The Committee approved filing this bill by consent on 3-20-14.

CB14-0204 A bill for an ordinance vacating a portion of Elati Street adjacent to 136 Elati Street and a portion of West 2nd Avenue adjacent to 444 West 2nd Avenue, without reservations.

Vacates 6 inches of right-of-way at 136 Elati Street, and 440 and 444 W. 2nd avenues in Council District 9. The Committee approved filing this bill by consent on 3-20-14.

CB14-0212 A bill for an ordinance approving a proposed Fourth Amendatory Agreement between the City and County of Denver and Shannon & Wilson, Inc., to extend the term and increase the maximum contract amount.

Amends the on-call agreement with Shannon & Wilson, Inc. for geotechnical professional services to extend the term through 9-30-15, and to increase the on-call task order capacity from \$480,000 to \$960,000 (OC01282). The last regularly scheduled Council meeting within the 30-day review period is on 4-21-14. The Committee approved filing this bill by consent on 3-20-14.

CB14-0214 A bill for an ordinance approving a proposed Fourth Amendatory Agreement between the City and County of Denver and Kumar and Associates, Inc., to extend the term and increase the maximum

contract amount.

Amends the on-call agreement with Kumar & Associates for geotechnical professional services to extend the term through 9-30-15, and to increase the on-call task order capacity from \$480,000 to \$960,000 (OC01281). The last regularly scheduled Council meeting within the 30-day review period is on 4-21-14. The Committee approved filing this bill by consent on 3-20-14.

CB14-0215 A bill for an ordinance approving a proposed Fourth Amendatory Agreement between the City and County of Denver and CTC-Geotek, Inc., to extend the term and increase the maximum contract amount.

Amends the on-call agreement with CTC-Geotek, Inc. for geotechnical professional services to extend the term through 9-30-15, and to increase the on-call task order capacity from \$480,000 to \$960,000 (OC01280). The last regularly scheduled Council meeting within the 30-day review period is on 4-21-14. The Committee approved filing this bill by consent on 3-20-14.

Announcement

Dependent upon publication on Monday, May 5, 2014, Council will hold a required public hearing CB14-0199, changing the zoning classification for 12 South Garfield Street. Any protests against CB14-0199 must be filed with the Council Offices no later than noon on Monday, April 28, 2014.

Adjourn**Pending**

For 4-14-14

CB13-0956 A bill for an ordinance changing the zoning classification for 7800 East 53rd Place, 8130 East 56th Avenue and 8900 East 56th Avenue.

**Required Public Hearing
Final Consideration**

For 4-21-14

CB14-0153 A bill for an ordinance changing the zoning classification for 2157 Downing Street.

**Required Public Hearing
Final Consideration**

For 4-21-14

CB14-0154 A bill for an ordinance changing the zoning classification for 3226 West 19th Avenue.

**Required Public Hearing
Final Consideration**

For 4-21-14

CB14-0155 A bill for an ordinance changing the zoning classification for 1205 to 1275 Osage Street.

**Required Public Hearing
Final Consideration**

For 4-28-14

CB14-0245 A bill for an ordinance changing the zoning classification for 2420, 2430, 2442, 2460 and 2462 through 2490 South University Boulevard.

**Required Public Hearing
Final Consideration**

For 2-23-15

CB13-0501 AS AMENDED, 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