

City Council of Monday, August 06, 2012

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 M. Bergquist..... Director
Kelly Velez..... Clerk

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****WEB ACCESS****

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accessed at**

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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 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

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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, August 06, 2012 5:30 PM

Pledge of Allegiance

Roll Call

Approval of the Minutes

Council Announcements

Presentations

Communications

Proclamations

CP12-0584 A proclamation welcoming the 2012 Denver County Fair, a big batch of tradition with a side of NOW!

Sponsored by Councilmembers Shepherd, Ortega, Brown, Montero, Faatz, Susman, and Herndon.

CP12-0596 A proclamation declaring Tuesday, August 7, as National Night Out in Denver.

Kniech, Brown, Montero, Brooks, Robb, Faatz, Shepherd, Susman, Ortega, Brooks, López, and Herndon.

Resolutions

Health, Safety, Education & Services

CR12-0544 A resolution approving the Mayor's reappointments and appointments to the Denver Women's Commission.

Approves the Mayoral reappointments of Jane-Frances Echeozo, Marcia Helfant, Caitlin Quander, and the appointments of Christina Sigala, Maria Iriverren, Terrie Martinez, Amber Tafoya, Perla Gheiler, and Robyn Vie-Carpenter to the Denver Women's Commission for terms effective immediately and expiring June 30, 2014 or until a successor is duly appointed. The Committee approved filing this resolution by consent on 7-26-12.

CR12-0545 A resolution approving the Mayor's reappointment and appointments to the Denver Community Corrections Board.

Approves the Mayoral reappointment of Shawn Cohn, and the appointments of Sylvia Sich, and Terrance Roberts to the Denver Community Corrections Board for terms effective immediately and expiring on June 30, 2016, or until a successor is duly appointed. The Committee approved filing this resolution by consent on 7-26-12.

CR12-0546 A resolution approving the Mayor's reappointment and appointment to the Denver Housing Authority Board.

Approves the Mayoral reappointment of Guillermo "Bill" Vidal, and the appointment of Jeffrey Martinez to the Denver Housing Authority Board for terms effective immediately and expiring July 20, 2017. The Committee approved filing this resolution by consent on 7-26-12.

Land Use, Transportation & Infrastructure

CR12-0550 A resolution to set a public hearing relating to the approval of the Welton Corridor Urban Redevelopment Plan for September 10, 2012.

Sets a public hearing before City Council for September 10, 2012 on adoption of the proposed Welton Corridor Urban Redevelopment Plan in Council District 8. The Committee approved filing this resolution by consent on 7-26-12.

Bills for Introduction

Business, Workforce & Sustainability

CB12-0535 A bill for an ordinance approving a proposed Amendatory Agreement between the City and County of Denver and Denver Housing Authority to remove 8 units listed as collateral for the loan and replace them with 8 units of similar size and equal or greater value.

Amends the HOME loan agreement with Denver Housing Authority to remove 8 units listed as collateral for the loan and replace them with 8 units of similar size and equal or greater value (GE6A125). The last regularly scheduled Council meeting within the 30-day review period is on 8-27-12. The Committee approved filing this bill by consent on 7-19-12.

CB12-0561 A bill for an ordinance approving a proposed Agreement between the City and County of Denver and Denver Housing Authority to allocate Community Development Block Grant funds for infrastructure and street improvements for the Mariposa 2 Project.

Allocates \$2.0 million in Community Development Block Grant funds to the Denver Housing Authority for infrastructure and street improvements for the Mariposa 2 project. The last regularly scheduled Council meeting within the 30-day review period is on 8-27-12. The Committee approved filing this bill by consent on 7-26-12.

CB12-0562 A bill for an ordinance approving a proposed Agreement between the City and County of Denver and Jewish Family Services of Colorado, Inc. dba Shalom Denver to provide employment and training services to eligible participants.

Approves a \$644,330 contract with Jewish Family Service of Colorado Inc, for 2012-2013 to help Temporary Assistance for Needy Families recipients fulfill work participation requirements and obtain unsubsidized employment (OEDEV-201206708-00). The last regularly scheduled Council meeting within the 30-day review period is on 8-27-12. The Committee approved filing this bill by consent on 7-26-12.

CB12-0563 A bill for an ordinance approving a proposed Agreement between the City and County of Denver and Bayaud Enterprises, Inc., to provide employment and training services to eligible participants.

Approves a \$538,195 contract with Bayaud Enterprises, Inc., for 2012-2013 to help Temporary Assistance for Needy Families recipients fulfill work participation requirements and obtain unsubsidized employment (OEDEV-201206809-00). The last regularly scheduled Council meeting within the 30-day review period is 8-27-12. The Committee approved filing this bill by consent on 7-26-12.

Government & Finance

CB12-0552 A bill for an ordinance approving a proposed Purchase and Sale Agreement between the City and County of Denver and James W. Rodriguez and Michael J. Brohman, to sell the City property located at 3429 Shoshone Street.

Approves a \$373,000 sale of residential property located at 3429 Shoshone Street in Council District 9. The property was received through a quit claim deed back to the City. The last regularly scheduled Council meeting within the 30-day review period is on 8-27-12. The Committee approved filing this bill by consent on 7-26-12.

Health, Safety, Education & Services

CB12-0547 A bill for an Ordinance approving the Denver Health and Hospital Authority's sale of property formerly known as the La Mariposa Clinic.

Approves the sale of property at 1020 W. 11th Ave, formerly known as the La Mariposa Clinic, where proceeds of the sale shall only be used for construction of the new Westside Clinic. The Committee approved filing this bill at its meeting on 7-24-12.

CB12-0555 A bill for an ordinance amending Sections 14-31 and 14-37 of Article II of Chapter 14, Service of Summons, Subpoena and Warrant of Arrest & Witness Fees.

Amends the Denver Revised Municipal Code Section 14-37 (a) and (b) Witness Fees

and Section 14-31 (b) and (c) Service of summons, subpoenas, and warrants of arrest to raise the witness fee payment from \$1.50 to \$5.00. The Committee approved filing this bill at its meeting on 7-24-12.

CB12-0556 A bill for an ordinance approving and providing for the execution of proposed contracts between the City and County of Denver and the State of Colorado concerning the "Community Corrections FY12-13" program and the funding therefor.

Approves a contract with the State of Colorado for the Community Corrections Program FY 2012-2013 funding in the amount of \$14,357,841.77. The last regularly scheduled Council meeting within the 30-day review period is on 8-27-12. The Committee approved filing this bill by consent on 7-26-12.

CB12-0557 A bill for an ordinance approving an Agreement between the City and County of Denver and Correctional Management, Inc., for residential and non-residential community corrections services.

Approves the agreement between the City and County of Denver and Correctional Management Inc. for residential and non-residential community corrections services in the amount of \$3,846,926.80 (2011-01626-01). The last regularly scheduled Council meeting within the 30-day review period is on 8-27-12. The Committee approved filing this bill by consent on 7-26-12.

CB12-0560 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 Department of Health and Human Services concerning the "Head Start FY12-13" program and the funding therefor.

Accepts the Head Start program funding from the U.S. Dept. of Human Services for the period July 1, 2012 to June 30, 2013 in the amount of \$8,825,714 (201206819). The last regularly scheduled Council meeting within the 30-day review period is on 8-27-12. The Committee approved filing this bill by consent on 7-26-12.

Land Use, Transportation & Infrastructure

CB12-0338 A bill for an ordinance approving an agreement between URS Corporation and the City & County of Denver to advance the 56th Avenue corridor project.

Approves a \$900,000 contract (PWADM-201205382) with URS Corporation through Sept. 30, 2014, and exceeds Denver Small Business Office goals with 20.2%, for environmental compliance, design and engineering consulting services for design of improvements on 56th Ave. from Chambers Road to Pena Boulevard in Council District 11. The last regularly scheduled Council meeting within the 30-day review period is on 8-27-12. The Committee approved filing this bill by consent on 5-3-12.

CB12-0472 A bill for an ordinance approving a proposed Cooperation Agreement between the City and County of Denver and Denver Urban Renewal Authority, for the Ironworks Foundry Urban Redevelopment Area.

Approves a Cooperation Agreement with the Urban Renewal Authority for the Ironworks Foundry Urban Redevelopment Area to establish, among other matters, the parameters for tax increment financing with property tax increment and sales tax increment at 3350 Brighton in Council District 9. A PUBLIC HEARING WILL BE HELD ON AUGUST 13, 2012. The last regularly scheduled Council meeting within the 30-day review period is on 8-27-12. The Committee approved filing this bill at its meeting on 7-17-12.

CB12-0473 A bill for an ordinance approving the Ironworks Foundry Urban Redevelopment Plan.

Approves the Ironworks Foundry Urban Redevelopment Plan authorizing the creation of an Urban Redevelopment Area and the use of property tax increment and sales tax increment at 3350 Brighton in Council District 9. A PUBLIC HEARING WILL BE HELD ON AUGUST 13, 2012. The Committee approved filing this bill at its meeting on 7-17-12.

CB12-0521 A bill for an ordinance approving an agreement between W. L. Contractors, Inc. and the City & County of Denver to reconstruct traffic signals, ramps and sidewalks.

Approves a \$1,358,329 contract with W.L. Contractors, Inc. to reconstruct traffic signals, ramps and sidewalks at 5 major intersections: 1) I-70 east-bound off-ramp and Colorado; 2) I-225 south-bound off-ramp and Tamarac; 3) Alameda and Pecos; 4) Sheridan and Florida; and 5) Hampden and Oneida (201205433). The last regularly scheduled Council meeting within the 30-day review period is on 8-27-12. The Committee approved filing this bill by consent on 7-12-12.

CB12-0564 A bill for an ordinance approving an amendatory on-call agreement between CH2M Hill, Inc. and the City & County of Denver for the Better Denver Bond Program.

Amends the on-call contract with CH2M Hill to extend the term eighteen months, to June 30, 2014, and increases capacity by \$2,296,000, for a new total of \$14,908,399, to provide continuing program and project management services in support of the Better Denver Bond Program projects (OC85035-1). The last regularly scheduled Council meeting within the 30-day review period is on 8-27-12. The Committee approved filing this bill by consent on 7-26-12.

CB12-0565 A bill for an ordinance vacating the alley bounded by W. 44th Avenue, W. 43rd Avenue, Jason Street and Inca Street, with reservations.

Vacates the alley bounded by W. 44th and W. 43rd avenues, Jason and Inca in Council District 9 to allow for upsizing the existing Argo Substation to power the RTD commuter rail line. The Committee approved filing this bill by consent on 7-26-12.

Recap of Bills to be Called Out

Pre-Recess Announcement

Tonight there will be a required public hearing on CB12-0534 creating and establishing the Federal Boulevard Improvement District, appointing the initial members of the Board of Directors of the District, and approving the Initial Operating Plan and preliminary 2013 Budget. Anyone wishing to speak on this matter must see the Council Secretary to sign up during the recess of Council.

Recess

Council Reconvenes and Resumes its Regular Session

Public Hearings - Bills for Final Consideration

Business, Workforce & Sustainability

CB12-0534 A bill for an ordinance creating and establishing the Federal Boulevard Business Improvement District, appointing the initial members of the Board of Directors of the District, and approving the Initial Operating Plan and preliminary 2013 Budget therefore.

Creates the Federal Boulevard Business Improvement District, appointing its Board of Directors, and approving the operating plan and 2013 budget. The Committee approved filing this bill at its meeting on 7-25-12.

Bills for Final Consideration

Business, Workforce & Sustainability

CB12-0528 A bill for an ordinance approving a proposed Purchase Order between the City and County of Denver and John Deere Company concerning the purchase of 6 tractors with mowers for Denver International Airport.

Approves purchase orders totaling \$1,132,545.30 with John Deere Company for three model 7330 tractor packages and three model 6210 tractor packages, all replacement mowing equipment for the airport (Capital Equipment Purchase Request 00161284 and Purchase Order PLANE000001297). The last regularly scheduled Council meeting within the 30-day review period is on 8-20-12. The Committee approved filing this bill by consent on 7-19-12.

CB12-0529 A bill for an ordinance approving a proposed Eighth Amendment to Agreement between the City and County of Denver and A & A Restaurant of Republic Plaza Corp., concerning the operation of a concession at Denver International Airport.

Allows A & A Restaurant of Republic Plaza Corp. doing business as Villa Pizza to

operate month-to-month at current terms until a new agreement is finalized (AC-38012-08). The last regularly scheduled Council meeting within the 30-day review period is on 8-20-12. The Committee approved filing this bill by consent on 7-19-12.

CB12-0530 A bill for an ordinance approving a proposed Eighth Amendment to Agreement between the City and County of Denver and Mission Yogurt, Inc., concerning the operation of a concession at Denver International Airport.

Allows Mission Yogurt, Inc. doing business as Colombo Yogurt/Pizza Hut Express to operate month-to-month at current terms until a new agreement is finalized (AC-38001-08). The last regularly scheduled Council meeting within the 30-day review period is on 8-20-12. The Committee approved filing this bill by consent on 7-19-12.

CB12-0531 A bill for an ordinance approving a proposed Sixth Amendment to Agreement between the City and County of Denver and Mission Yogurt, Inc., concerning the operation of a concession at Denver International Airport.

Allows Mission Yogurt, Inc. doing business as Taco Bell to operate month-to-month at current terms until a new agreement is finalized (AC-6X011-06). The last regularly scheduled Council meeting within the 30-day review period is on 8-20-12. The Committee approved filing this bill by consent on 7-19-12.

Government & Finance

CB12-0427 A bill for an ordinance approving a proposed Purchase and Sale Agreement between the City and County of Denver and Joshua Paul Seidler, to sell the City property located at 2785 S. Pierce Street.

Approves a \$170,000 sale of residential property at 2785 S. Pierce Street obtained through default on a loan from the Office of Economic Development with proceeds returned to the agency to replenish the loan fund. The last regularly scheduled Council meeting within the 30-day review period is on 8-20-12. The Committee approved filing this bill at its meeting on 6-13-12.

CB12-0476 A bill for an ordinance approving a proposed Agreement by and between the City and County of Denver and C & M Air Cooled Engine, Inc., for parks, recreation and golf related equipment to be financed through a separate lease-purchase agreement with All American Investment Group, LLC.

Approves the purchase portion of a lease/purchase agreement among the City, C & M Golf Equipment, and All American Investment Group under which All American Investment Group purchases turf-related equipment from C & M Equipment. City costs to lease the equipment are outlined in companion bill, CB12-0477. The last regularly scheduled Council meeting within the 30-day review period is on 8-20-12. The Committee approved filing this bill by consent on 6-21-12.

CB12-0477 A bill for an ordinance approving a proposed Equipment Lease Purchase Agreement between the City and County of Denver and All American Investment Group, LLC, to approve a five year turf equipment capital lease.

Approves a 5-year turf equipment capital lease (through 2016) not to exceed \$2,260,000 with All American Investment Group for equipment for Parks and Recreation and the Golf Division with principal of \$2,151,525 and an interest rate of 1.80%. Companion bill to CB12-0476. The last regularly scheduled Council meeting within the 30-day review period is on 8-20-12. The Committee approved filing this bill by consent on 6-21-12.

CB12-0501 A bill for an ordinance approving a proposed Amendatory Agreement between the City and County of Denver and Senter Goldfarb & Rice, LLC, to provide professional legal services in matters assigned by the City Attorney. (CE13018).

Adds \$350,000 to the contract with Senter Goldfarb & Rice for a total of \$800,000 for legal services when the City Attorney's Office is precluded from representing the City (CE13018). The last regularly scheduled Council meeting within the 30-day review period is on 8-20-12. The Committee approved filing this bill by consent on 7-12-12.

Land Use, Transportation & Infrastructure

CB12-0510 A bill for an for an ordinance approving the second amendatory agreement between CH2M Hill, Inc. and the City & County of Denver for the Peoria Grade Separation Project, Phase III.

Amends the contract with CH2M Hill to add \$3,713,516, for a new total of \$6,201,186, and extend the term by 4 years, through 2016, for Phase III of the Peoria Grade Separation project, including advanced engineering, procurement and support services during design and construction (201102842). The last regularly scheduled Council meeting within the 30-day review period is on 8-20-12. The Committee approved filing this bill by consent on 7-5-12.

Announcement

On Monday, August 13, 2012, Council will hold a combined public hearing on CB12-0472 approving a proposed Cooperation Agreement between the City and County of Denver and Denver Urban Renewal Authority, for the Ironworks Foundry Urban Redevelopment Area, and on CB12-0473 approving the Ironworks Foundry Urban Redevelopment Plan. On Monday, September 10, 2012 Council will hold a public hearing on CB12-0550 approving the Welton Corridor Urban Redevelopment Plan.

Adjourn

Pending

For 8-13-12

CB12-0462 A bill for an ordinance changing the zoning classification for property located at approximately 4800 Verbena Street and 4801 Willow Street.

**Required Public Hearing
Final Consideration**

For 8-13-12

CB12-0463 A bill for an ordinance changing the zoning classification for property located at approximately 5001 Willow Street.

**Required Public Hearing
Final Consideration**

For 8-13-12

CR12-0471 A resolution to set a public hearing relating to the approval of the Ironworks Foundry Urban Redevelopment Plan for August 13, 2012.

**Required Public Hearing
Final Consideration**

For 8-20-12

CB12-0365 A bill for an ordinance prohibiting the advertising of medical marijuana in proximity to schools, child care centers, and parks.

**No Required Public Hearing
Final Consideration**