

City Council of Monday, July 14, 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

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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, July 14, 2014 5:30 PM

Pledge of Allegiance

Roll Call

Approval of the Minutes

Council Announcements

Presentations

Communications

Proclamations

CP14-0547 A proclamation in honor of Frank Fresquez on the occasion of his retirement.

Sponsored by Councilmembers Montero, Robb, Brooks, López, Brown, and Ortega.

CP14-0582 A proclamation recognizing the 36th Annual Brother's Redevelopment Paint-A-Thon Day in the City and County of Denver on Saturday, July 19, 2014.

Councilmembers López, Ortega, Montero, Shepherd, Robb, Brooks, Susman, and Brown.

CP14-0583 A proclamation acknowledging the Indian Arts and Crafts Act of 1990 and The American Indian Arts and Crafts Symposium in Denver.

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

Resolutions

Health, Safety, Education & Services

CR14-0443 A resolution approving the Mayor's reappointment to the Denver Office of Strategic Partnerships Commission.

Approves the Mayoral reappointment of Lori Mack to the Denver Office of Strategic Partnerships Commission for a term effective immediately and expiring 4-20-16, or

until a successor is duly appointed. The Committee approved filing this resolution by consent on 5-29-14.

Land Use, Transportation & Infrastructure

CR14-0517 A resolution laying out, opening and establishing as part of the City street system a parcel of land as Josephine Street at its intersection with 14th Avenue.

Dedicates a parcel of City-owned land as Josephine Street located near its intersection with 14th Avenue in Council District 10. The Committee approved filing this resolution by consent on 6-26-14.

CR14-0518 A resolution laying out, opening and establishing as part of the City street system a parcel of land as 9th Avenue at its intersection with Clermont Street.

Dedicates a parcel of land as part of the public right-of-way of East 9th Avenue at its intersection with Clermont Street in Council District 5. The Committee approved filing this resolution by consent on 6-26-14.

CR14-0519 A resolution laying out, opening and establishing as part of the City street system a parcel of land as 8th Avenue at its intersection with Clermont Street.

Dedicates a parcel of land as part of the public right-of-way of East 8th Avenue at its intersection with Clermont Street in Council District 5. The Committee approved filing this resolution by consent on 6-26-14.

CR14-0520 A resolution laying out, opening and establishing as part of the City street system a parcel of land as Clermont Street at its intersection with 8th Avenue.

Dedicates a parcel of land as part of the public-right-of-way of Clermont Street at its intersection with 8th Avenue in Council District 5. The Committee approved filing this resolution by consent on 6-26-14.

CR14-0526 A resolution amending the Major Encumbrance Permit granted to MMD of Colorado, LLC, as the successor to 2601 Walnut Street, LLC, to include additional encroachments at 2601 Walnut Street.

Amends Resolution No. 9, Series of 2013, which granted a revocable permit, to include additional stairs, a lower level raised patio, and a trench drain and planter wall at 2601 Walnut Street in Council District 9. The Committee approved filing this resolution by consent on 6-26-14.

CR14-0529 A resolution granting a revocable permit to the Curious Theatre Company to encroach into the right-of-way at 1080 Acoma Street.

Grants a revocable permit to Curious Theatre Company to encroach into the public right-of-way with a steel landing and stairway system at 1080 Acoma Street in Council District 10. The Committee approved filing this resolution by consent on 6-26-14.

CR14-0533 A resolution laying out, opening and establishing as part of the City street system a parcel of land as West Mississippi Avenue at its intersection with South Broadway.

Dedicates a parcel of City-owned land as part of the public right-of-way of West Mississippi Avenue near its intersection with South Broadway in Council District 7. The Committee approved filing this resolution by consent on 6-26-14.

CR14-0541 A resolution laying out, opening and establishing as part of the City street system a parcel of land as a public alley near the intersection of West 21st Avenue and Decatur Street.

Dedicates a sliver of land as public alley right-of-way as part of a redevelopment project at the intersection of 21st Avenue and Decatur Street in Council District 1. The Committee approved filing this resolution by consent on 7-3-14.

Bills for Introduction

Business, Workforce & Sustainability

CB14-0538 A bill for an ordinance approving a proposed Commercial Ground Transportation Concession Agreement between the City and County of Denver and Colorado Mountain Express, Inc., concerning a concession at Denver International Airport.

Approves a three-year ground transportation concession agreement with Colorado Mountain Express, Inc. for a minimum annual guaranty of \$108,000 to provide ground transportation at Denver International Airport (PLANE-201415109-00). The last regularly scheduled Council meeting within the 30-day review period is on 8-4-14. The Committee approved filing this bill by consent on 7-3-14.

CB14-0539 A bill for an ordinance approving a proposed Commercial Ground Transportation Concession Agreement between the City and County and Denver of SuperShuttle International Denver, Inc., concerning a concession at Denver International Airport.

Approves a three-year ground transportation concession agreement with SuperShuttle International Denver, Inc. for a minimum annual guaranty of \$120,600 to provide ground transportation at Denver International Airport (PLANE-201415110-00). The last regularly scheduled Council meeting within the 30-day review period is on 8-4-14. The Committee approved filing this bill by consent on 7-3-14.

CB14-0543 A bill for an ordinance approving a Third Amendment to Cooperative Service Agreement Reimbursable between the City and County of Denver and USDA-APHIS Wildlife Services to extend the contract for performing certain wildlife control measures at Denver International Airport.

Adds \$392,000 to the existing agreement with the USDA/APHIS-Wildlife Services

(for a new total of \$1,532,643) and extends the term through 12-31-15 to implement the Federal Aviation Administration-approved Wildlife Hazard Management Plan addressing wildlife hazards at Denver International Airport (PLANE – 201103051 – 03). The last regularly scheduled Council meeting within the 30-day review period is on 8-4-14. The Committee approved filing this bill by consent on 7-3-14.

CB14-0544 A bill for an ordinance approving a proposed First Amendment to Intergovernmental Agreement between the City and County of Denver and the Town of Morrison, Colorado to provide additional wastewater treatment services.

Adds \$40,000 to the intergovernmental agreement with the Town of Morrison for additional wastewater treatment services at Red Rocks Amphitheater through 10-1-14 (CE45001(1)). The last regularly scheduled Council meeting within the 30-day review period is on 8-4-14. The Committee approved filing this bill by consent on 7-3-14.

Government & Finance

CB14-0478 A bill for an ordinance approving a proposed Third Amendatory Agreement between the City and County of Denver and Harris Corporation, to extend the contract for software support services and add additional funds.

Adds \$117,000 to the contract with Harris Corporation (for a contract total of \$825,000) and extends the term through 12-31-18 for software support for the City & County of Denver's radio systems and radios (TECHS CE83079-03). The last regularly scheduled Council meeting within the 30-day review period is on 8-4-14. The Committee approved filing this bill by consent on 6-12-14.

CB14-0531 A bill for an ordinance authorizing a rescission of budget balance and a transfer of cash from the Public Safety Special Revenue Fund to the General Fund to close out the "Community Corrections FY12-13" grant.

Closes the "Community Corrections Fiscal Year 2012-2013 (FY12-13)" grant and transfers its cash balance of \$61,525.67 to the General Fund (Accounting No. 12302-3501101-S3055FY1213). The Committee approved filing this bill by consent on 6-26-14.

CB14-0532 A bill for an ordinance approving a proposed Master Purchase Order between the City and County of Denver and CEM Sales & Service, Inc., to increase the compensation and extend the term for one year for recreation center aquatic equipment.

Adds \$151,000 to the cap in the current master purchase order with CEM Sales & Service (for a total of \$650,000) and extends the term for one year through 7-31-15 for recreation center aquatic equipment (0397A0112). The last regularly scheduled Council meeting within the 30-day review period is on 7-28-14. The Committee approved filing this bill by consent on 6-26-14.

CB14-0542 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 Lead Youth Counselor at 616-A pay grade to the City employee Classification and Pay Plan. The Committee approved filing this bill by consent on 7-03-14.

Health, Safety, Education & Services

CB14-0530 A bill for an ordinance approving the Fourth Amendatory Agreement between the City and County of Denver and Compass Group USA, Inc. to provide vending machines at the Denver County Jail and the Denver Downtown Detention Center.

Adds one year to the existing contract with The Compass Group USA, Inc. (through 6-30-15) for food and beverage vending at the Denver County Jail and Downtown Detention Facility (RC01013). The last regularly scheduled Council meeting within the 30-day review period is on 7-28-14. The Committee approved filing this bill by consent on 6-26-14.

CB14-0486 A bill for an ordinance approving a proposed Amendatory Agreement between the City and County of Denver and Year One, Inc., dba Mile High Youth Corps., to provide energy efficiency services, weatherization upgrades, and resident education.

Adds \$100,000 to the contract with Year One for a new total of \$650,000 to provide residential energy efficiency services (OEDEV-201208025-01). The last regularly scheduled Council meeting within the 30-day review period is on 7-28-14. The Committee approved filing this bill by consent on 6-12-14.

CB14-0500 A bill for an ordinance approving a proposed Third Amendatory Agreement between the City and County of Denver and Groundwork Denver, Incorporated to provide energy efficiency services, weatherization upgrades, and resident education for nonprofit facilities.

Adds \$50,000 to the contract with Groundwork Denver (for a contract total of \$550,000) to provide residential energy efficiency services (OEDEV-201208026-01). The last regularly scheduled Council meeting within the 30-day review period is on 7-28-14. The Committee approved filing this bill by consent on 6-19-14.

Land Use, Transportation & Infrastructure

CB14-0473 A bill for an ordinance approving a proposed Amendatory Agreement between the City and County of Denver and ThyssenKrupp Elevator Corporation for installation of elevators at the Lindsey-Flanigan Courthouse.

Approves a \$538,906 contract with ThyssenKrup Elevator Corporation for installation of a fourth elevator in the Lindsey-Flanigan Courthouse building (Contract Control # 201415648). The last regularly scheduled Council meeting

within the 30-day review period is on 7-28-14. The Committee approved filing this bill by consent on 6-5-14.

CB14-0484 A bill for an ordinance approving a Second Amendatory Agreement between the City and County of Denver and Parsons Brinckerhoff, Inc. f/k/a PB Americas, Inc. for project management services.

Amends a contract with Parsons Brinckerhoff to extend the contract through 7-1-15 for professional contract management services to complete the commissioning of the Lowry Fire Station #18 project in Council District 5 (CE-94011). The last regularly scheduled Council meeting within the 30-day review period is on 8-4-14. The Committee approved filing this bill by consent on 6-12-14.

CB14-0485 A bill for an ordinance approving an Amendatory Agreement between the City and County of Denver and ECI Site Construction Management, Inc.

Amends a contract with ECI Site Construction Management, Inc. to incorporate additional indemnity language for the Greenway Foundation based on a funding agreement for the area adjacent to and within the South Platte River from Alameda to Iliff Avenue located in Council District 7 (201414633-01). The last regularly scheduled Council meeting within the 30-day review period is on 7-28-14. The Committee approved filing this bill by consent on 6-12-14.

CB14-0503 A bill for an ordinance approving a proposed Agreement between the City and County of Denver and Cutler Repaving, Inc., for the 2014 City-Wide Hot-In-Place Recycling and Repaving Project.

Approves a \$5,383,686.28 contract with Cutler Repaving, Inc. to mill and repave approximately 80 lane-miles of streets, including residential neighborhoods and high volume arterials in various locations throughout Denver (201415501). The last regularly scheduled Council meeting within the 30-day review period is on 7-28-14. The Committee approved filing this bill by consent on 6-19-14.

CB14-0525 A bill for an ordinance approving a contract with W.L. Contractors to upgrade traffic signals.

Approves a \$1,626,782.84 contract with W.L. Contractors to upgrade traffic signals at Sheridan and Colfax and at Federal and Evans in Council Districts 1 and 7 (201414860). The last regularly scheduled Council meeting within the 30-day review period is on 7-28-14. The Committee approved filing this bill by consent on 6-26-14.

CB14-0528 A bill for ordinance vacating a portion of 47th Avenue near 4696 Grove Street, with reservations.

Vacates 14 feet of public right-of-way of West 47th Avenue along the northern property line of 4696 North Grove Street in Council District 1. The Committee approved filing this bill by consent on 6-26-14.

CB14-0540 A bill for an ordinance approving an Intergovernmental

Agreement between the City and County of Denver and the Denver Board of Water Commissioners for the City's Broadway Reconstruction Project.

Approves an intergovernmental agreement by which Denver Water will reimburse the City \$1,145,149.82 for the design and construction of water distribution lines and relocation of a steel conduit in Broadway from Arizona to Kentucky and in Mississippi from Logan to Acoma in Council District 7 (201416527). The last regularly scheduled Council meeting within the 30-day review period is on 8-4-14. The Committee approved filing this bill by consent on 7-3-14.

CB14-0581 A bill for an ordinance relinquishing the entire easement reserved in Ordinance No. 282, Series of 2014.

Relinquishes an easement no longer required in order to accommodate redevelopment at 360 South Monroe Street in Council District 10. The last regularly scheduled Council meeting within the 30-day review period is on 8-4-14. This bill was filed by Councilwoman Robb.

Recap of Bills to be Called Out

Pre-Recess Announcement

Tonight Council will continue from June 16, 2014 its required public hearing on CB14-0398 as amended, allowing fresh produce and cottage food sales as a home occupation; Council will hold a required public hearing on CB14-0502, approving the Service Plans for the proposed GCC Metropolitan District No. 1 and GCC Metropolitan District No. 2; Council will hold a required public hearing on CB14-0471, amending the Welton Corridor Urban Redevelopment Plan Urban Renewal Plan. Please note that speakers are allowed only one opportunity to speak on CB14-0398. If you testified on June 16, you will not have an opportunity to testify a second time tonight. Anyone wishing to speak on any of these matters 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

Land Use, Transportation & Infrastructure

CB14-0398 AS AMENDED, a bill for an ordinance amending the Denver Zoning Code to allow fresh produce and cottage food sales as a home occupation.

Approves a text amendment to the Denver Zoning Code to allow fresh produce and

cottage food sales as a home occupation. Amended 6-16-14 to delay the legal starting time for sales from 7:00 AM to 8:00 AM. A PUBLIC HEARING WILL BE HELD AT LEAST FOUR WEEKS AFTER PUBLICATION. The Committee approved filing this bill at its meeting on 5-13-14.

CB14-0502 A bill for an ordinance approving the Service Plans for the creation of the GCC Metropolitan District Nos. 1 and 2 relating to the redevelopment of a portion of the former ASARCO site.

Approves the Service Plans for the formation and establishment of the GCC (Globeville Commerce Center) Metropolitan Districts No.1 and No. 2 northwest of Washington Street and 51st Avenue in Council District 9. A PUBLIC HEARING WILL BE HELD ON 7-14-14. The Committee approved filing this bill at its meeting on 6-17-14.

Health, Safety, Education & Services

CB14-0471 A bill for an Ordinance authorizing and approving an amendment to the Welton Corridor Urban Redevelopment Plan to add the 2300 Welton Street Project and to Create the 2300 Welton Street Property Tax Increment Area.

Approves an amendment to the Welton Corridor Urban Redevelopment Plan for the 2300 Welton Project to establish a Property Tax Increment Area to support the project in Council District 8. The last regularly scheduled Council meeting within the 30-day review period is on 7-21-14. The Committee approved filing this bill at its meeting on 6-24-14.

Bills for Final Consideration

Business, Workforce & Sustainability

CB14-0514 A bill for an ordinance approving a proposed Fourth Amendment and Modification Agreement between the City and County of Denver and NEWSED Community Development Corporation, Inc., to change the parcel serving as collateral.

Amends a loan agreement with NEWSED to change the parcel serving as collateral to facilitate the redevelopment of a project at 1029 Santa Fe Drive in Council District 9 (GE2Y004). The last regularly scheduled Council meeting within the 30-day review period is on 7-21-14. The Committee approved filing this bill by consent on 6-19-14.

Government & Finance

CB14-0036 A bill for an ordinance approving a proposed Second Amendatory Agreement between the City and County of Denver and The Active Network, Inc., to update the Scope of Work.

Corrects the previously approved \$1,900,722 contract with Active Network, Inc. through August 2018 by adding information on the scope of work for the City software used for receiving payments on the web, internet and at cashiers' desk (CE05035). The last regularly scheduled Council meeting within the 30-day review period is on 7-21-14. The Committee approved filing this bill by consent on 1-30-14.

CB14-0456 A bill for an ordinance approving a proposed Amendatory Agreement between the City and County of Denver and Skillsoft Corporation to extend the contract for two years and add additional funds.

Adds \$575,986.86 and two years to the existing contract with Skillsoft through 5-29-16 to continue providing services and support for City University (CSAHR-201310840-01). The last regularly scheduled Council meeting within the 30-day review period is on 7-21-14. The Committee approved filing this bill by consent on 5-29-14.

Health, Safety, Education & Services

CB14-0470 A bill for an ordinance approving a proposed Cooperation Agreement between the City and County of Denver and Denver Urban Renewal Authority, for the 2300 Welton Street Property Tax Increment Area.

Approves a Cooperation Agreement between the City and County of Denver and the Denver Urban Renewal Authority for the 2300 Welton Project to establish, among other matters, the parameters for tax increment financing with incremental property taxes in Council District 8. The last regularly scheduled Council meeting within the 30-day review period is on 7-21-14. The Committee approved filing this bill at its meeting on 6-24-14.

Land Use, Transportation & Infrastructure

CB14-0506 A bill for an ordinance relinquishing the easement reserved in Ordinance No. 375, Series of 1971 at 360 South Monroe Street.

Relinquishes certain easements established in 1971 to accommodate redevelopment at 360 South Monroe Street in Council District 10. The last regularly scheduled Council meeting within the 30-day review period is on 7-21-14. The Committee approved filing this bill by consent on 6-19-14.

CB14-0509 A bill for an ordinance vacating a portion of the alley bounded by West 11th Avenue, Navajo Street, West 10th Avenue and Osage Street, without reservations.

Vacates the northern section of the alley behind 1090 Osage Street to accommodate redevelopment in Council District 9. The last regularly scheduled Council meeting within the 30-day review period is on 7-21-14. The Committee approved filing this bill by consent on 6-19-14.

CB14-0510 A bill for an ordinance approving a proposed Purchase Order between the City and County of Denver and Trans-West Truck, Inc., for the purchase of four Freightliner Sewer Jet trucks and four Freightliner Catch Basin Cleaner trucks.

Approves a \$1,774,116 contract with Trans-West Truck for purchase of four Freightliner Sewer Jet trucks and four Freightliner Catch Basin Cleaner trucks (PWOPS00000010914). The last regularly scheduled Council meeting within the 30-day review period is on 7-21-14. The Committee approved filing this bill by consent on 6-19-14.

CB14-0516 A bill for an Ordinance approving a License Agreement and Covenant with John Dunlop III Revocable Trust and Mary S. Dunlop Revocable Trust to allow access across O'Fallon Park from an inholding residential property to Myers Gulch Road.

Approves an access license in perpetuity to the owner of property surrounded by O'Fallon Park and only accessible by a gravel drive from Myers Gulch Road through the park in Jefferson County. The last regularly scheduled Council meeting within the 30-day review period is on 7-21-14. The Committee approved filing this bill by consent on 6-19-14.

Adjourn

Pending

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