

## **City Council Minutes**

Meeting Date: Monday, October 31, 2011 5:30 PM

### **Pledge of Allegiance**

Councilmember Faatz led the Pledge of Allegiance.

### **Roll Call**

Present: Brooks, Faatz, Herndon, Kniech, Lehmann, Montero, Nevitt, Ortega,  
Robb, Shepherd, Susman

Absent: Brown, Lopez

Councilmember Ortega arrived late.

### **Approval of Minutes of Monday, October 10, 2011**

The minutes of meeting date, Monday, October 24, 2011, were distributed to Council. Council President Nevitt ordered the minutes approved.

### **Council Announcements**

Councilmembers Kniech and Brooks offered announcements.

Council President announced that Councilmembers may offer motions to amend the Mayor's Proposed 2012 Budget. Next week, November 7, is the last night for Councilmembers to offer amendments. On Monday, November 14, Council will vote to either adopt or reject the Mayor's Proposed 2012 Budget.

**Councilmembers may offer motions to amend the Mayor's Proposed 2012 Budget. Next week, November 7, is the last night for Councilmembers to offer amendments. On Monday, November 14, Council will vote to either adopt or reject the Mayor's Proposed 2012 Budget.**

### **Presentations**

### **Communications**

### **Proclamations**

**CP11-0814 A proclamation in support of locating a satellite United States Patent and Trademark Office in Denver, Colorado  
Councilmembers Nevitt, Montero, Robb, Brown, López, Brooks, Lehmann, Susman, Kniech, and Ortega.**

A motion offered by Council President Nevitt, duly seconded by Councilmember Lehmann, that CP11-0814 be adopted, carried by the following vote:

Passed

For: Brooks, Faatz, Herndon, Kniech, Lehmann, Montero, Nevitt, Robb, Shepherd, Susman (10)

Against: (None) (0)

Absent: Brown, Lopez, Ortega (3)

Abstain: (None) (0)

**CP11-0805 A proclamation in recognition of the 70th Anniversary of the Eisenhower Chapel at Lowry. Sponsored by Councilmembers Susman, Brown, Lehmann, Brooks, Robb, López, and Herndon.**

A motion offered by Councilmember Susman, duly seconded by Councilmember Brooks, that CP11-0805 be adopted, carried by the following vote:

Passed

For: Brooks, Faatz, Herndon, Kniech, Lehmann, Montero, Nevitt, Robb, Shepherd, Susman (10)

Against: (None) (0)

Absent: Brown, Lopez, Ortega (3)

Abstain: (None) (0)

**Resolutions**

The Council Secretary read the following resolutions by titles.

**Business, Workforce & Sustainability**

**CR11-0759 A resolution approving the Mayor’s appointment to the Lowry Redevelopment Authority Board of Directors. (BUSINESS, WORKFORCE & SUSTAINABILITY)**

A motion offered by Councilmember Faatz, duly seconded by Councilmember Brooks, that CR11-0759, CR11-0757, CR11-0758, and CR11-0772 be adopted en bloc, carried by the following vote:

Passed

For: Brooks, Faatz, Herndon, Kniech, Lehmann, Montero, Nevitt, Ortega, Robb, Shepherd, Susman (11)

Against: (None) (0)

Absent: Brown, Lopez (2)

Abstain: (None) (0)

**Government & Finance**

**CR11-0675 A resolution approving the Mayor’s appointment to the Career**

**Service Authority Board. (GOVERNMENT & FINANCE)**

A motion offered by Councilmember Faatz, duly seconded by Councilmember Lehmann, that CR11-0675 be adopted, carried by the following vote:

- Passed
- For: Brooks, Herndon, Kniech, Lehmann, Nevitt, Ortega, Robb, Susman (8)
- Against: Faatz (1)
- Absent: Brown, Lopez (2)
- Abstain: Montero, Shepherd (2)

**Health, Safety, Education & Services**

**CR11-0757 A resolution approving the Mayor’s appointment to the Denver Preschool Program Board of Directors. (HEALTH, SAFETY, EDUCATION & SERVICES)**

A motion offered by Councilmember Faatz, duly seconded by Councilmember Brooks, that CR11-0759, CR11-0757, CR11-0758, and CR11-0772 be adopted en bloc, carried by the following vote:

- Passed
- For: Brooks, Faatz, Herndon, Kniech, Lehmann, Montero, Nevitt, Ortega, Robb, Shepherd, Susman (11)
- Against: (None) (0)
- Absent: Brown, Lopez (2)
- Abstain: (None) (0)

**Land Use, Transportation & Infrastructure**

**CR11-0758 A resolution approving the Mayor’s appointment to the Cableland Home Foundation Board of Directors. (LAND USE, TRANSPORTATION & INFRASTRUCTURE)**

A motion offered by Councilmember Faatz, duly seconded by Councilmember Brooks, that CR11-0759, CR11-0757, CR11-0758, and CR11-0772 be adopted en bloc, carried by the following vote:

- Passed
- For: Brooks, Faatz, Herndon, Kniech, Lehmann, Montero, Nevitt, Ortega, Robb, Shepherd, Susman (11)
- Against: (None) (0)
- Absent: Brown, Lopez (2)
- Abstain: (None) (0)

**CR11-0772 A resolution granting a revocable permit to Zeppelin Development, Inc. to encroach into the right-of-way alley with underground parking connecting two buildings at 225 S. Harrison Street and 250 S. Jackson Street and other items. (LAND USE, TRANSPORTATION & INFRASTRUCTURE)**

A motion offered by Councilmember Faatz, duly seconded by Councilmember Brooks, that CR11-0759, CR11-0757, CR11-0758, and CR11-0772 be adopted en bloc, carried by the following vote:

Passed

For: Brooks, Faatz, Herndon, Kniech, Lehmann, Montero, Nevitt, Ortega, Robb, Shepherd, Susman (11)

Against: (None) (0)

Absent: Brown, Lopez (2)

Abstain: (None) (0)

**Bills for Introduction**

The Council Secretary read the following bills by titles. Council President Nevitt announced that all other bills on introduction are ordered published.

**Business, Workforce & Sustainability**

**CB11-0611 A bill for an ordinance approving a proposed Agreement between the City and County of Denver and Denver Urban Renewal Authority to provide low or no interest rehabilitation loans to income-qualified homeowners using federal HOME funding (BUSINESS, WORKFORCE, AND SUSTAINABILITY)**

A motion offered by Councilmember Nevitt, duly seconded by Councilmember Faatz, that CB11-0611, CB11-0668, CB11-0692, CB11-0703, CB11-0752, CB11-0753, CB11-0754, CB11-0755, CB11-0765, CB11-0766, CB11-0767, CB11-0768, CB11-0749, CB11-0760, CB11-0577, CB11-0712, CB11-0747, CB11-0745, and CB11-0751 be ordered published en bloc, carried by the following vote:

Passed

For: Brooks, Faatz, Herndon, Kniech, Lehmann, Montero, Nevitt, Ortega, Robb, Shepherd, Susman (11)

Against: (None) (0)

Absent: Brown, Lopez (2)

Abstain: (None) (0)

**CB11-0668 A bill for an ordinance approving a proposed Fifth Amendatory Agreement between the City and County of Denver and Brown and Caldwell concerning professional environmental consulting services at Denver International Airport. (BUSINESS, WORKFORCE & SUSTAINABILITY)**

A motion offered by Councilmember Nevitt, duly seconded by Councilmember Faatz, that CB11-0611, CB11-0668, CB11-0692, CB11-0703, CB11-0752, CB11-0753, CB11-0754, CB11-0755, CB11-0765, CB11-0766, CB11-0767, CB11-0768, CB11-0749, CB11-0760, CB11-0577, CB11-0712, CB11-0747, CB11-0745, and CB11-0751 be ordered published en bloc, carried by the following vote:

Passed

For: Brooks, Faatz, Herndon, Kniech, Lehmann, Montero, Nevitt, Ortega, Robb, Shepherd, Susman (11)

Against: (None) (0)

Absent: Brown, Lopez (2)

Abstain: (None) (0)

**CB11-0692 A bill for an ordinance approving petitions requesting continuance of the Downtown Denver Business Improvement District for a ten year period. (BUSINESS, WORKFORCE & SUSTAINABILITY)**

A motion offered by Councilmember Nevitt, duly seconded by Councilmember Faatz, that CB11-0611, CB11-0668, CB11-0692, CB11-0703, CB11-0752, CB11-0753, CB11-0754, CB11-0755, CB11-0765, CB11-0766, CB11-0767, CB11-0768, CB11-0749, CB11-0760, CB11-0577, CB11-0712, CB11-0747, CB11-0745, and CB11-0751 be ordered published en bloc, carried by the following vote:

Passed

For: Brooks, Faatz, Herndon, Kniech, Lehmann, Montero, Nevitt, Ortega, Robb, Shepherd, Susman (11)

Against: (None) (0)

Absent: Brown, Lopez (2)

Abstain: (None) (0)

**CB11-0703 A bill for an ordinance approving a proposed Agreement between the City and County of Denver and Landrum and Brown concerning Airspace Simulation Modeling Services at Denver International Airport. (BUSINESS, WORKFORCE & SUSTAINABILITY)**

A motion offered by Councilmember Nevitt, duly seconded by Councilmember Faatz, that CB11-0611, CB11-0668, CB11-0692, CB11-0703, CB11-0752, CB11-0753, CB11-0754, CB11-0755, CB11-0765, CB11-0766, CB11-0767, CB11-0768, CB11-0749, CB11-0760, CB11-0577, CB11-0712, CB11-0747, CB11-0745, and CB11-0751 be ordered published en bloc, carried by the following vote:

Passed

For: Brooks, Faatz, Herndon, Kniech, Lehmann, Montero, Nevitt, Ortega, Robb, Shepherd, Susman (11)

Against: (None) (0)

Absent: Brown, Lopez (2)

Abstain: (None) (0)

**CB11-0752 A bill for an ordinance approving an Operating Plan and Budget for 2012 for the Old South Gaylord Business Improvement District. (BUSINESS, WORKFORCE & SUSTAINABILITY)**

A motion offered by Councilmember Nevitt, duly seconded by Councilmember Faatz, that CB11-0611, CB11-0668, CB11-0692, CB11-0703, CB11-0752, CB11-0753, CB11-0754, CB11-0755, CB11-0765, CB11-0766, CB11-0767, CB11-0768,

CB11-0749, CB11-0760, CB11-0577, CB11-0712, CB11-0747, CB11-0745, and CB11-0751 be ordered published en bloc, carried by the following vote:

Passed

For: Brooks, Faatz, Herndon, Kniech, Lehmann, Montero, Nevitt, Ortega, Robb, Shepherd, Susman (11)

Against: (None) (0)

Absent: Brown, Lopez (2)

Abstain: (None) (0)

**CB11-0753 A bill for an ordinance approving an Operating Plan and Budget for 2012 for the Cherry Creek Subarea Business Improvement District. (BUSINESS, WORKFORCE & SUSTAINABILITY)**

A motion offered by Councilmember Nevitt, duly seconded by Councilmember Faatz, that CB11-0611, CB11-0668, CB11-0692, CB11-0703, CB11-0752, CB11-0753, CB11-0754, CB11-0755, CB11-0765, CB11-0766, CB11-0767, CB11-0768, CB11-0749, CB11-0760, CB11-0577, CB11-0712, CB11-0747, CB11-0745, and CB11-0751 be ordered published en bloc, carried by the following vote:

Passed

For: Brooks, Faatz, Herndon, Kniech, Lehmann, Montero, Nevitt, Ortega, Robb, Shepherd, Susman (11)

Against: (None) (0)

Absent: Brown, Lopez (2)

Abstain: (None) (0)

**CB11-0754 A bill for an ordinance approving an Operating Plan and Budget for 2012 for the Cherry Creek North Business Improvement District. (BUSINESS, WORKFORCE & SUSTAINABILITY)**

A motion offered by Councilmember Nevitt, duly seconded by Councilmember Faatz, that CB11-0611, CB11-0668, CB11-0692, CB11-0703, CB11-0752, CB11-0753, CB11-0754, CB11-0755, CB11-0765, CB11-0766, CB11-0767, CB11-0768, CB11-0749, CB11-0760, CB11-0577, CB11-0712, CB11-0747, CB11-0745, and CB11-0751 be ordered published en bloc, carried by the following vote:

Passed

For: Brooks, Faatz, Herndon, Kniech, Lehmann, Montero, Nevitt, Ortega, Robb, Shepherd, Susman (11)

Against: (None) (0)

Absent: Brown, Lopez (2)

Abstain: (None) (0)

**CB11-0755 A bill for an ordinance approving a Joint Use Agreement with the Clyfford Still Museum and Denver Art Museum, to provide ongoing operation and maintenance services relating to the land at 13th Avenue and Bannock Street at the Clyfford Still Museum. (BUSINESS, WORKFORCE & SUSTAINABILITY)**

A motion offered by Councilmember Nevitt, duly seconded by Councilmember Faatz, that CB11-0611, CB11-0668, CB11-0692, CB11-0703, CB11-0752, CB11-0753, CB11-0754, CB11-0755, CB11-0765, CB11-0766, CB11-0767, CB11-0768, CB11-0749, CB11-0760, CB11-0577, CB11-0712, CB11-0747, CB11-0745, and CB11-0751 be ordered published en bloc, carried by the following vote:

Passed

For: Brooks, Faatz, Herndon, Kniech, Lehmann, Montero, Nevitt, Ortega, Robb, Shepherd, Susman (11)

Against: (None) (0)

Absent: Brown, Lopez (2)

Abstain: (None) (0)

**CB11-0765 A bill for an ordinance approving an Operating Plan and Budget for 2012 for the Downtown Denver Business Improvement District. (BUSINESS, WORKFORCE & SUSTAINABILITY)**

A motion offered by Councilmember Nevitt, duly seconded by Councilmember Faatz, that CB11-0611, CB11-0668, CB11-0692, CB11-0703, CB11-0752, CB11-0753, CB11-0754, CB11-0755, CB11-0765, CB11-0766, CB11-0767, CB11-0768, CB11-0749, CB11-0760, CB11-0577, CB11-0712, CB11-0747, CB11-0745, and CB11-0751 be ordered published en bloc, carried by the following vote:

Passed

For: Brooks, Faatz, Herndon, Kniech, Lehmann, Montero, Nevitt, Ortega, Robb, Shepherd, Susman (11)

Against: (None) (0)

Absent: Brown, Lopez (2)

Abstain: (None) (0)

**CB11-0766 A bill for an ordinance approving an Operating Plan and Budget for 2012 for the Colfax Business Improvement District. (BUSINESS, WORKFORCE & SUSTAINABILITY)**

A motion offered by Councilmember Nevitt, duly seconded by Councilmember Faatz, that CB11-0611, CB11-0668, CB11-0692, CB11-0703, CB11-0752, CB11-0753, CB11-0754, CB11-0755, CB11-0765, CB11-0766, CB11-0767, CB11-0768, CB11-0749, CB11-0760, CB11-0577, CB11-0712, CB11-0747, CB11-0745, and CB11-0751 be ordered published en bloc, carried by the following vote:

Passed

For: Brooks, Faatz, Herndon, Kniech, Lehmann, Montero, Nevitt, Ortega, Robb, Shepherd, Susman (11)

Against: (None) (0)

Absent: Brown, Lopez (2)

Abstain: (None) (0)

**CB11-0767 A bill for an ordinance approving an Operating Plan and Budget for 2012 for the West Colfax Business Improvement District. (BUSINESS, WORKFORCE & SUSTAINABILITY)**

A motion offered by Councilmember Nevitt, duly seconded by Councilmember Faatz, that CB11-0611, CB11-0668, CB11-0692, CB11-0703, CB11-0752, CB11-0753, CB11-0754, CB11-0755, CB11-0765, CB11-0766, CB11-0767, CB11-0768, CB11-0749, CB11-0760, CB11-0577, CB11-0712, CB11-0747, CB11-0745, and CB11-0751 be ordered published en bloc, carried by the following vote:

Passed

For: Brooks, Faatz, Herndon, Kniech, Lehmann, Montero, Nevitt, Ortega, Robb, Shepherd, Susman (11)

Against: (None) (0)

Absent: Brown, Lopez (2)

Abstain: (None) (0)

**CB11-0768 A bill for an ordinance approving an Operating Plan and Budget for 2012 for the 9TH Avenue Business Improvement District. (BUSINESS, WORKFORCE & SUSTAINABILITY)**

A motion offered by Councilmember Nevitt, duly seconded by Councilmember Faatz, that CB11-0611, CB11-0668, CB11-0692, CB11-0703, CB11-0752, CB11-0753, CB11-0754, CB11-0755, CB11-0765, CB11-0766, CB11-0767, CB11-0768, CB11-0749, CB11-0760, CB11-0577, CB11-0712, CB11-0747, CB11-0745, and CB11-0751 be ordered published en bloc, carried by the following vote:

Passed

For: Brooks, Faatz, Herndon, Kniech, Lehmann, Montero, Nevitt, Ortega, Robb, Shepherd, Susman (11)

Against: (None) (0)

Absent: Brown, Lopez (2)

Abstain: (None) (0)

**Government & Finance**

**CB11-0749 A bill for an Ordinance approving an on call professional services agreement by and between the City and County of Denver and ADS Denver, LLC. (GOVERNMENT & FINANCE)**

A motion offered by Councilmember Nevitt, duly seconded by Councilmember Faatz, that CB11-0611, CB11-0668, CB11-0692, CB11-0703, CB11-0752, CB11-0753, CB11-0754, CB11-0755, CB11-0765, CB11-0766, CB11-0767, CB11-0768, CB11-0749, CB11-0760, CB11-0577, CB11-0712, CB11-0747, CB11-0745, and CB11-0751 be ordered published en bloc, carried by the following vote:

Passed

For: Brooks, Faatz, Herndon, Kniech, Lehmann, Montero, Nevitt, Ortega, Robb, Shepherd, Susman (11)

Against: (None) (0)

Absent: Brown, Lopez (2)

Abstain: (None) (0)



**CB11-0760 A bill for an Ordinance approving an on call professional services agreement by and between the City and County of Denver and eCommerce Systems. (GOVERNMENT & FINANCE)**

A motion offered by Councilmember Nevitt, duly seconded by Councilmember Faatz, that CB11-0611, CB11-0668, CB11-0692, CB11-0703, CB11-0752, CB11-0753, CB11-0754, CB11-0755, CB11-0765, CB11-0766, CB11-0767, CB11-0768, CB11-0749, CB11-0760, CB11-0577, CB11-0712, CB11-0747, CB11-0745, and CB11-0751 be ordered published en bloc, carried by the following vote:

Passed

For: Brooks, Faatz, Herndon, Kniech, Lehmann, Montero, Nevitt, Ortega, Robb, Shepherd, Susman (11)

Against: (None) (0)

Absent: Brown, Lopez (2)

Abstain: (None) (0)

**Health, Safety, Education & Services**

**CB11-0577 A bill for an ordinance approving an Amendatory Agreement with Bureau Veritas North America, Inc. for on-call, environmental remediation services. (HEALTH, SAFETY, EDUCATION & SERVICES)**

A motion offered by Councilmember Nevitt, duly seconded by Councilmember Faatz, that CB11-0611, CB11-0668, CB11-0692, CB11-0703, CB11-0752, CB11-0753, CB11-0754, CB11-0755, CB11-0765, CB11-0766, CB11-0767, CB11-0768, CB11-0749, CB11-0760, CB11-0577, CB11-0712, CB11-0747, CB11-0745, and CB11-0751 be ordered published en bloc, carried by the following vote:

Passed

For: Brooks, Faatz, Herndon, Kniech, Lehmann, Montero, Nevitt, Ortega, Robb, Shepherd, Susman (11)

Against: (None) (0)

Absent: Brown, Lopez (2)

Abstain: (None) (0)

**CB11-0712 A bill for an ordinance approving an Amendatory Agreement with LVI Environmental Services, Inc., regarding on-call abatement services for asbestos, lead-based paint, and mold. (HEALTH, SAFETY, EDUCATION & SERVICES)**

A motion offered by Councilmember Nevitt, duly seconded by Councilmember Faatz, that CB11-0611, CB11-0668, CB11-0692, CB11-0703, CB11-0752, CB11-0753, CB11-0754, CB11-0755, CB11-0765, CB11-0766, CB11-0767, CB11-0768, CB11-0749, CB11-0760, CB11-0577, CB11-0712, CB11-0747, CB11-0745, and CB11-0751 be ordered published en bloc, carried by the following vote:

Passed

For: Brooks, Faatz, Herndon, Kniech, Lehmann, Montero, Nevitt, Ortega, Robb, Shepherd, Susman (11)

Against: (None) (0)  
Absent: Brown, Lopez (2)  
Abstain: (None) (0)

**CB11-0747 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 of America concerning the "FY2011 Byrne Memorial Justice Assistance Grant (JAG) Program" and the funding therefor. (HEALTH, SAFETY, EDUCATION & SERVICES)**

A motion offered by Councilmember Nevitt, duly seconded by Councilmember Faatz, that CB11-0611, CB11-0668, CB11-0692, CB11-0703, CB11-0752, CB11-0753, CB11-0754, CB11-0755, CB11-0765, CB11-0766, CB11-0767, CB11-0768, CB11-0749, CB11-0760, CB11-0577, CB11-0712, CB11-0747, CB11-0745, and CB11-0751 be ordered published en bloc, carried by the following vote:

Passed

For: Brooks, Faatz, Herndon, Kniech, Lehmann, Montero, Nevitt, Ortega, Robb, Shepherd, Susman (11)

Against: (None) (0)  
Absent: Brown, Lopez (2)  
Abstain: (None) (0)

**Land Use, Transportation & Infrastructure**

**CB11-0745 A bill for an ordinance approving a Chilled Water Service Agreement with the Public Service Company of Colorado for the new Police Crime Laboratory Building. (LAND USE, TRANSPORTATION & INFRASTRUCTURE)**

A motion offered by Councilmember Nevitt, duly seconded by Councilmember Faatz, that CB11-0611, CB11-0668, CB11-0692, CB11-0703, CB11-0752, CB11-0753, CB11-0754, CB11-0755, CB11-0765, CB11-0766, CB11-0767, CB11-0768, CB11-0749, CB11-0760, CB11-0577, CB11-0712, CB11-0747, CB11-0745, and CB11-0751 be ordered published en bloc, carried by the following vote:

Passed

For: Brooks, Faatz, Herndon, Kniech, Lehmann, Montero, Nevitt, Ortega, Robb, Shepherd, Susman (11)

Against: (None) (0)  
Absent: Brown, Lopez (2)  
Abstain: (None) (0)

**CB11-0751 A bill for an Ordinance approving a Second Amendment to Contract Services Agreement with CEM Sales & Services, Inc. (LAND USE, TRANSPORTATION & INFRASTRUCTURE)**

A motion offered by Councilmember Nevitt, duly seconded by Councilmember Faatz, that CB11-0611, CB11-0668, CB11-0692, CB11-0703, CB11-0752, CB11-

0753, CB11-0754, CB11-0755, CB11-0765, CB11-0766, CB11-0767, CB11-0768, CB11-0749, CB11-0760, CB11-0577, CB11-0712, CB11-0747, CB11-0745, and CB11-0751 be ordered published en bloc, carried by the following vote:

Passed

For: Brooks, Faatz, Herndon, Kniech, Lehmann, Montero, Nevitt, Ortega, Robb, Shepherd, Susman (11)

Against: (None) (0)

Absent: Brown, Lopez (2)

Abstain: (None) (0)

## **Recap of Bills to be Called Out**

### **Recess**

Council did not take a recess.

## **Council Reconvenes and Resumes its Regular Session**

### **Bills for Final Consideration**

#### **Business, Workforce & Sustainability**

#### **CB11-0669 A bill for an Ordinance approving a proposed Amendatory Agreement between the City and County of Denver and Verizon Wireless (VAW) LLC. (BUSINESS, WORKFORCE & SUSTAINABILITY)**

A motion offered by Councilmember Faatz, duly seconded by Councilmember Herndon, that CB11-0669, CB11-0726, CB11-0538, CB11-0711, CB11-0628, CB11-0720, CB11-0732, CB11-0737, CB11-0738 and CB11-0742 be placed upon final consideration and do pass en bloc, carried by the following vote:

Passed

For: Brooks, Faatz, Herndon, Kniech, Lehmann, Montero, Nevitt, Ortega, Robb, Shepherd, Susman (11)

Against: (None) (0)

Absent: Brown, Lopez (2)

Abstain: (None) (0)

#### **CB11-0726 A bill for an ordinance approving a proposed Purchase Order between the City and County of Denver and Oshkosh Truck Corporation concerning the purchase of an Oshkosh Class 5 Aircraft Rescue and Firefighting Striker unit for Denver International Airport. (BUSINESS, WORKFORCE & SUSTAINABILITY)**

A motion offered by Councilmember Faatz, duly seconded by Councilmember Herndon, that CB11-0669, CB11-0726, CB11-0538, CB11-0711, CB11-0628, CB11-

0720, CB11-0732, CB11-0737, CB11-0738 and CB11-0742 be placed upon final consideration and do pass en bloc, carried by the following vote:

Passed

For: Brooks, Faatz, Herndon, Kniech, Lehmann, Montero, Nevitt, Ortega, Robb, Shepherd, Susman (11)

Against: (None) (0)

Absent: Brown, Lopez (2)

Abstain: (None) (0)

**Government & Finance**

A motion offered by Councilmember Faatz, duly seconded by Councilmember Herndon, that CB11-0669, CB11-0726, CB11-0538, CB11-0711, CB11-0628, CB11-0720, CB11-0732, CB11-0737, CB11-0738 and CB11-0742 be placed upon final consideration and do pass en bloc, carried by the following vote:

Passed

For: Brooks, Faatz, Herndon, Kniech, Lehmann, Montero, Nevitt, Ortega, Robb, Shepherd, Susman (11)

Against: (None) (0)

Absent: Brown, Lopez (2)

Abstain: (None) (0)

**Health, Safety, Education & Services**

**CB11-0538 A bill for an ordinance approving a proposed Fourth Amendatory Agreement by and between the City and County of Denver and SYSCON Justice Systems, Inc., for necessary program changes. (HEALTH, SAFETY, EDUCATION & SERVICES)**

A motion offered by Councilmember Faatz, duly seconded by Councilmember Herndon, that CB11-0669, CB11-0726, CB11-0538, CB11-0711, CB11-0628, CB11-0720, CB11-0732, CB11-0737, CB11-0738 and CB11-0742 be placed upon final consideration and do pass en bloc, carried by the following vote:

Passed

For: Brooks, Faatz, Herndon, Kniech, Lehmann, Montero, Nevitt, Ortega, Robb, Shepherd, Susman (11)

Against: (None) (0)

Absent: Brown, Lopez (2)

Abstain: (None) (0)

**CB11-0711 A bill for an ordinance approving an Amendatory Agreement with Excel Environmental Inc., regarding on-call abatement services for asbestos, lead-based paint, and mold, that adds \$1,000,000 and extends the Term of the agreement for one year. (HEALTH, SAFETY, EDUCATION & SERVICES)**

A motion offered by Councilmember Faatz, duly seconded by Councilmember

Herndon, that CB11-0669, CB11-0726, CB11-0538, CB11-0711, CB11-0628, CB11-0720, CB11-0732, CB11-0737, CB11-0738 and CB11-0742 be placed upon final consideration and do pass en bloc, carried by the following vote:

Passed

For: Brooks, Faatz, Herndon, Kniech, Lehmann, Montero, Nevitt, Ortega, Robb, Shepherd, Susman (11)

Against: (None) (0)

Absent: Brown, Lopez (2)

Abstain: (None) (0)

**Land Use, Transportation & Infrastructure**

**CB11-0628 A bill for an ordinance approving a second amendatory on call agreement between Studiotrope, LLC and the City & County of Denver to provide general architectural design services. (LAND USE, TRANSPORTATION & INFRASTRUCTURE)**

A motion offered by Councilmember Faatz, duly seconded by Councilmember Herndon, that CB11-0669, CB11-0726, CB11-0538, CB11-0711, CB11-0628, CB11-0720, CB11-0732, CB11-0737, CB11-0738 and CB11-0742 be placed upon final consideration and do pass en bloc, carried by the following vote:

Passed

For: Brooks, Faatz, Herndon, Kniech, Lehmann, Montero, Nevitt, Ortega, Robb, Shepherd, Susman (11)

Against: (None) (0)

Absent: Brown, Lopez (2)

Abstain: (None) (0)

**CB11-0720 A bill for an ordinance approving a Park Use Agreement with Downtown Denver Events, Inc., to allow use of Skyline Park for ice skating event. (LAND USE, TRANSPORTATION & INFRASTRUCTURE)**

A motion offered by Councilmember Faatz, duly seconded by Councilmember Herndon, that CB11-0669, CB11-0726, CB11-0538, CB11-0711, CB11-0628, CB11-0720, CB11-0732, CB11-0737, CB11-0738 and CB11-0742 be placed upon final consideration and do pass en bloc, carried by the following vote:

Passed

For: Brooks, Faatz, Herndon, Kniech, Lehmann, Montero, Nevitt, Ortega, Robb, Shepherd, Susman (11)

Against: (None) (0)

Absent: Brown, Lopez (2)

Abstain: (None) (0)

**CB11-0732 A bill for an ordinance terminating a permit and relinquishing a portion of the easement relating to the Exempla development at the former St. Joseph Hospital site. (LAND USE, TRANSPORTATION & INFRASTRUCTURE)**

A motion offered by Councilmember Faatz, duly seconded by Councilmember Herndon, that CB11-0669, CB11-0726, CB11-0538, CB11-0711, CB11-0628, CB11-0720, CB11-0732, CB11-0737, CB11-0738 and CB11-0742 be placed upon final consideration and do pass en bloc, carried by the following vote:

Passed

For: Brooks, Faatz, Herndon, Kniech, Lehmann, Montero, Nevitt, Ortega, Robb, Shepherd, Susman (11)

Against: (None) (0)

Absent: Brown, Lopez (2)

Abstain: (None) (0)

**CB11-0737 A bill for an ordinance to relinquish all of the easement established in Ordinance No. 372, Series of 1977; and relinquish a portion of the easement established in Ordinance No. 385, Series of 1998, and Ordinance No. 705, Series of 1990 relating to the Exempla development at the former St. Joseph Hospital site. (LAND USE, TRANSPORTATION & INFRASTRUCTURE)**

A motion offered by Councilmember Faatz, duly seconded by Councilmember Herndon, that CB11-0669, CB11-0726, CB11-0538, CB11-0711, CB11-0628, CB11-0720, CB11-0732, CB11-0737, CB11-0738 and CB11-0742 be placed upon final consideration and do pass en bloc, carried by the following vote:

Passed

For: Brooks, Faatz, Herndon, Kniech, Lehmann, Montero, Nevitt, Ortega, Robb, Shepherd, Susman (11)

Against: (None) (0)

Absent: Brown, Lopez (2)

Abstain: (None) (0)

**CB11-0738 A bill for an ordinance revoking the revocable permits granted by various Ordinances and the revocable permit recorded at Reception No. 9900110651 relating to the Exempla development at the former St. Joseph Hospital site. (LAND USE, TRANSPORTATION & INFRASTRUCTURE)**

A motion offered by Councilmember Faatz, duly seconded by Councilmember Herndon, that CB11-0669, CB11-0726, CB11-0538, CB11-0711, CB11-0628, CB11-0720, CB11-0732, CB11-0737, CB11-0738 and CB11-0742 be placed upon final consideration and do pass en bloc, carried by the following vote:

Passed

For: Brooks, Faatz, Herndon, Kniech, Lehmann, Montero, Nevitt, Ortega, Robb, Shepherd, Susman (11)

Against: (None) (0)

Absent: Brown, Lopez (2)

Abstain: (None) (0)

**CB11-0742 A bill for an ordinance relinquishing a portion of the easement**

**established in Ordinance No. 137, Series of 1948, and relinquishing all of the easement established in Ordinance No. 31, Series of 1917. (LAND USE, INFRASTRUCTURE & TRANSPORTATION)**

A motion offered by Councilmember Faatz, duly seconded by Councilmember Herndon, that CB11-0669, CB11-0726, CB11-0538, CB11-0711, CB11-0628, CB11-0720, CB11-0732, CB11-0737, CB11-0738 and CB11-0742 be placed upon final consideration and do pass en bloc, carried by the following vote:

Passed

For: Brooks, Faatz, Herndon, Kniech, Lehmann, Montero, Nevitt, Ortega, Robb, Shepherd, Susman (11)

Against: (None) (0)

Absent: Brown, Lopez (2)

Abstain: (None) (0)

## **Announcement**

Council President Nevitt announced that on Monday, November 7, 2011, Council will sit as the Board of Equalization to hear any protests of assessment from the following local maintenance districts: St. Luke's Pedestrian Mall, Delgany Street Pedestrian Mall, Broadway Pedestrian Mall A, Broadway Pedestrian Mall B, Phase II Broadway Pedestrian Mall, Broadway Viaduct Pedestrian Mall, 22nd and Park Avenue Pedestrian Mall, Consolidated Morrison Road Pedestrian Mall, South Broadway (Wesley to Yale), and Tennyson (Portions of 38th to 44th).

**On Monday, November 7, 2011, Council will sit as the Board of Equalization to hear any protests of assessment from the following local maintenance districts: St. Luke's Pedestrian Mall, Delgany Street Pedestrian Mall, Broadway Pedestrian Mall A, Broadway Pedestrian Mall B, Phase II Broadway Pedestrian Mall, Broadway Viaduct Pedestrian Mall, 22nd and Park Avenue Pedestrian Mall, Consolidated Morrison Road Pedestrian Mall, South Broadway (Wesley to Yale), and Tennyson (Portions of 38th to 44th).**

## **Adjourn**

There being no further business before the City Council, Council President Nevitt adjourned the meeting at 6:20 PM.

## **Pending**

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

**CB11-0546 A bill for an ordinance changing the zoning classification of**

**7995 E. Hampden Ave. 7785 E. Hampden Ave. and a portion of 7777 E. Hampden Ave. (LAND USE TRANSPORTATION AND INFRASTRUCTURE)**

**CB11-0705 A bill for an ordinance changing the zoning classification of 4455 E. 12th Ave. (LAND USE, TRANSPORTATION & INFRASTRUCTURE)**

**CB11-0724 A bill for an ordinance changing the zoning classification of 4050 E. 14th Avenue and 1325 Colorado Boulevard. (LAND USE, TRANSPORTATION & INFRASTRUCTURE)**