

City Council Minutes

Meeting Date: Monday, August 30, 2010 5:30 PM

Pledge of Allegiance

Councilmember Madison led the pledge of allegiance.

Roll Call

Present: Boigon, Brown, Faatz, Hancock, Lehmann, Linkhart, López, Madison, Montero, Nevitt, Robb, Sandoval (12)

Absent: Johnson (1)

Approval of Minutes of Monday, August 23, 2010

The minutes of meeting date, Monday, August 23, 2010 were distributed to Council. Council President Nevitt ordered the minutes approved.

Council Announcements

Councilmembers Sandoval and Montero offered announcements.

Presentations

Communications

Proclamations

CP10-0740 A proclamation congratulating the Hiawatha Davis Recreation Center women's 18U volleyball team on winning the 2010 Junior National Championship.

Sponsored by Councilmembers Hancock, Madison, López, Sandoval, Montero, Brown, Lehmann, Linkhart, Faatz, and Boigon.

A motion offered by Councilmember Hancock, duly seconded by Councilmember Boigon, that CP10-0740 be adopted carried by the following vote:

Passed

For: Boigon, Brown, Faatz, Hancock, Lehmann, Linkhart, Lopez, Madison, Montero, Nevitt, Robb, Sandoval (12)

Against: (None) (0)

Absent: Johnson (1)

Abstain: (None) (0)

CP10-0743 A proclamation in recognition of Tyler Gibbs for his myriad contributions to the quality of urban design in Denver.

Sponsored by Councilmembers Robb, Madison, Hancock, López, Sandoval, Montero, Brown, Lehmann, Linkhart, Faatz, and Boigon.

A motion offered by Councilmember Robb, duly seconded by Councilmember Lehmann, that CP10-0743 be adopted carried by the following vote:

Passed

For: Boigon, Brown, Faatz, Hancock, Lehmann, Linkhart, Lopez, Madison, Montero, Nevitt, Robb, Sandoval (12)

Against: (None) (0)

Absent: Johnson (1)

Abstain: (None) (0)

Resolutions

The Council Secretary read the following resolutions by titles. The Council President referred the resolutions to the committees shown in parentheses after the resolution titles.

Government Affairs & Finance

CR10-0689 A resolution approving the Mayor's Appointment to the Career Service Authority Board.

A motion offered by Councilmember Madison, duly seconded by Councilmember Boigon, that CR10-0689 and CR10-0688 be adopted en bloc carried by the following vote:

Passed

For: Boigon, Brown, Faatz, Hancock, Lehmann, Linkhart, Lopez, Madison, Montero, Nevitt, Robb, Sandoval (12)

Against: (None) (0)

Absent: Johnson (1)

Abstain: (None) (0)

Health, Safety, Education & Services

CR10-0688 A resolution approving the Mayor's Appointment to the Denver Commission on Aging.

A motion offered by Councilmember Madison, duly seconded by Councilmember Boigon, that CR10-0689 and CR10-0688 be adopted en bloc carried by the following vote:

Passed

For: Boigon, Brown, Faatz, Hancock, Lehmann, Linkhart, Lopez, Madison, Montero, Nevitt, Robb, Sandoval (12)

Against: (None) (0)

Absent: Johnson (1)

Abstain: (None) (0)

Bills for Introduction

The Council Secretary read the following bills by titles. The Council President referred the bills to the committees shown in parentheses after the bill titles.

Bond Implementation

CB10-0602 A bill for an ordinance approving an amendatory on-call agreement between Mundus Bishop Design, Inc. and the City & County of Denver to extend the contract term.

A motion offered by Councilmember Nevitt, duly seconded by Councilmember Madison, that CB10-0602, CB10-0692, CB10-0693, CB10-0694, CB10-0716, CB10-0720, CB10-0678, CB10-0687, CB10-0715, CB10-0717, CB10-0719, CB10-0758, CB10-0685, CB10-0718, and CB10-0696 be ordered published en bloc carried by the following vote:

Passed

For: Boigon, Brown, Faatz, Hancock, Lehmann, Linkhart, Lopez, Madison, Montero, Nevitt, Robb, Sandoval (12)

Against: (None) (0)

Absent: Johnson (1)

Abstain: (None) (0)

Business, Workforce & Sustainability

CB10-0692 A bill for an ordinance approving a proposed Non-Disturbance and Attornment Agreement between the City and County of Denver, Skyport Development Company, LLC and F & B Concessions, LLC concerning a concession at Denver International Airport.

A motion offered by Councilmember Nevitt, duly seconded by Councilmember Madison, that Council adjourn carried by the following vote:

Passed

For: Boigon, Brown, Faatz, Hancock, Lehmann, Linkhart, Lopez, Madison, Montero, Nevitt, Robb, Sandoval (12)

Against: (None) (0)

Absent: Johnson (1)

Abstain: (None) (0)

CB10-0693 A bill for an ordinance approving a proposed Non-Disturbance and Attornment Agreement between the City and County of Denver, Skyport Development Company, LLC and F & B Concessions, LLC concerning a concession at Denver International Airport.

A motion offered by Councilmember Nevitt, duly seconded by Councilmember Madison, that Council adjourn carried by the following vote:

Passed

For: Boigon, Brown, Faatz, Hancock, Lehmann, Linkhart, Lopez, Madison, Montero, Nevitt, Robb, Sandoval (12)

Against: (None) (0)

Absent: Johnson (1)

Abstain: (None) (0)

CB10-0694 A bill for an ordinance approving a proposed Agreement for Phase 2 Fire Alarm Installation CM/GC between the City and County of Denver and Sturgeon Electric Company, Inc. related to the Fire Alarm Infrastructure Project at Denver International Airport.

A motion offered by Councilmember Nevitt, duly seconded by Councilmember Madison, that Council adjourn carried by the following vote:

Passed

For: Boigon, Brown, Faatz, Hancock, Lehmann, Linkhart, Lopez, Madison, Montero, Nevitt, Robb, Sandoval (12)

Against: (None) (0)

Absent: Johnson (1)

Abstain: (None) (0)

CB10-0716 A bill for an ordinance approving a proposed Second Amendment to Agreement between the City and County of Denver and USA Mobility Wireless, Inc. related to wireless radio connections at Denver International Airport.

A motion offered by Councilmember Nevitt, duly seconded by Councilmember Madison, that Council adjourn carried by the following vote:

Passed

For: Boigon, Brown, Faatz, Hancock, Lehmann, Linkhart, Lopez, Madison, Montero, Nevitt, Robb, Sandoval (12)

Against: (None) (0)

Absent: Johnson (1)

Abstain: (None) (0)

CB10-0720 A bill for an ordinance approving a proposed First Amendment to Lease and Agreement between the City and County of Denver and Colorado Symphony Association.

A motion offered by Councilmember Nevitt, duly seconded by Councilmember Madison, that Council adjourn carried by the following vote:

Passed

For: Boigon, Brown, Faatz, Hancock, Lehmann, Linkhart, Lopez, Madison, Montero, Nevitt, Robb, Sandoval (12)

Against: (None) (0)

Absent: Johnson (1)

Abstain: (None) (0)

Government Affairs & Finance

CB10-0678 A bill for an ordinance making rescissions of budget balances to close out grants, and transferring grant cash balances to the General Fund.

A motion offered by Councilmember Nevitt, duly seconded by Councilmember Madison, that Council adjourn carried by the following vote:

Passed

For: Boigon, Brown, Faatz, Hancock, Lehmann, Linkhart, Lopez, Madison, Montero, Nevitt, Robb, Sandoval (12)

Against: (None) (0)

Absent: Johnson (1)

Abstain: (None) (0)

CB10-0687 A bill for an ordinance approving a proposed purchase by the City and County of Denver of certain insurance coverage renewal policies through Marsh USA, Inc., in an amount not to exceed \$6.6 Million.

A motion offered by Councilmember Madison, duly seconded by Councilmember Madison, that Council adjourn carried by the following vote:

Passed

For: Boigon, Brown, Faatz, Hancock, Lehmann, Linkhart, Lopez, Madison, Montero, Nevitt, Robb, Sandoval (12)

Against: (None) (0)

Absent: Johnson (1)

Abstain: (None) (0)

CB10-0715 A bill for an ordinance making rescissions and appropriations in the General Fund.

A motion offered by Councilmember Nevitt, duly seconded by Councilmember Madison, that Council adjourn carried by the following vote:

Passed

For: Boigon, Brown, Faatz, Hancock, Lehmann, Linkhart, Lopez, Madison, Montero, Nevitt, Robb, Sandoval (12)

Against: (None) (0)

Absent: Johnson (1)

Abstain: (None) (0)

CB10-0717 A bill for an ordinance relating to Chapter 53 (Taxation and Miscellaneous Revenue) of the Revised Municipal Code, increasing the time that taxpayers have to file appeals with the Manager of Finance.

A motion offered by Councilmember Nevitt, duly seconded by Councilmember Madison, that Council adjourn carried by the following vote:

Passed

For: Boigon, Brown, Faatz, Hancock, Lehmann, Linkhart, Lopez, Madison, Montero, Nevitt, Robb, Sandoval (12)

Against: (None) (0)

Absent: Johnson (1)

Abstain: (None) (0)

CB10-0719 A bill for an ordinance amending Ordinance No. 385, Series of 2010 concerning the rescission of budget balances to close out grants.

A motion offered by Councilmember Nevitt, duly seconded by Councilmember Madison, that Council adjourn carried by the following vote:

Passed

For: Boigon, Brown, Faatz, Hancock, Lehmann, Linkhart, Lopez, Madison, Montero, Nevitt, Robb, Sandoval (12)

Against: (None) (0)

Absent: Johnson (1)

Abstain: (None) (0)

Greenprint

CB10-0758 A bill for an ordinance approving a proposed Lease Agreement between the City and County of Denver and Main Street Power Company, Inc., for Central Platte Campus Fleet Service Center at 1271 West Bayaud Avenue.

A motion offered by Councilmember Nevitt, duly seconded by Councilmember Madison, that Council adjourn carried by the following vote:

Passed

For: Boigon, Brown, Faatz, Hancock, Lehmann, Linkhart, Lopez, Madison, Montero, Nevitt, Robb, Sandoval (12)

Against: (None) (0)

Absent: Johnson (1)

Abstain: (None) (0)

Land Use, Transportation & Infrastructure

CB10-0685 A bill for an ordinance approving an amendatory on-call agreement between Jacobs Engineering Group, Inc. and the City & County of Denver to provide traffic and transportation engineering services.

A motion offered by Councilmember Nevitt, duly seconded by Councilmember Madison, that Council adjourn carried by the following vote:

Passed

For: Boigon, Brown, Faatz, Hancock, Lehmann, Linkhart, Lopez, Madison, Montero, Nevitt, Robb, Sandoval (12)

Against: (None) (0)

Absent: Johnson (1)

Abstain: (None) (0)

CB10-0718 A bill for an ordinance approving an agreement between the Milender White Construction Co. and the City & County of Denver for interior and exterior restoration at the City and County Building.

A motion offered by Councilmember Nevitt, duly seconded by Councilmember Madison, that Council adjourn carried by the following vote:

Passed

For: Boigon, Brown, Faatz, Hancock, Lehmann, Linkhart, Lopez, Madison, Montero, Nevitt, Robb, Sandoval (12)

Against: (None) (0)

Absent: Johnson (1)

Abstain: (None) (0)

Board of Directors - Denver 14th Street General Improvement District

Council convened as the Denver 14th Street General Improvement District Board of Directors. The Council Secretary read the following ordinance by title. The Council President referred the ordinance to the Land Use, Transportation & Infrastructure Committee and announced that dependent upon publication there will be a public hearing on Monday, September 13, 2010.

CB10-0696 An ordinance by the Council of the City and County of Denver, sitting ex-officio as the Board of Directors of the Denver 14th Street General Improvement District, making certain findings and approving the issuance of \$4 million in principal amount of revenue bonds; imposing capital charges; imposing maintenance charges; approving and adopting a Work Plan and Budget, and making appropriations for the 2011 fiscal year; and approving and adopting an Amended Budget and making appropriations for the 2010 fiscal year. (LAND USE, TRANSPORTATION & INFRASTRUCTURE)

Recess

Council Reconvenes and Resumes its Regular Session

Bills for Final Consideration - Public Hearings

Required	CB10-0653 A bill for an ordinance approving Service Plans for the creation of BMP Metropolitan District Nos. 1-3. (LAND USE, TRANSPORTATION & INFRASTRUCTURE) Approves the BMP (Broadway Marketplace) Metropolitan Districts Nos. 1, 2 & 3 service plans to support redevelopment of a portion of the Broadway Marketplace land in District 7 with an election in November 2010.PUBLIC HEARING AUGUST 30, 2010.The Committee approved filing this bill at its meeting on 8-3-10.
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Council sat as a Committee of the Whole commencing at 6:28 p.m., Council President Nevitt presiding, to hear speakers either for or against the CB10-0653. Bruce O'Donnell, Maryann McGeady, and Angela Rathbun signed up to address the bill. Andrew Johnston of the Department of Finance delivered the Staff Report with an overview and recommendation for approval.

A motion offered by Councilmember Madison, duly seconded by Councilmember Boigon, that CB10-0653 be placed upon final consideration and do pass carried by the following vote:

Passed

For: Boigon, Brown, Faatz, Hancock, Lehmann, Linkhart, Lopez, Madison, Montero, Nevitt, Robb, Sandoval (12)

Against: (None) (0)

Absent: Johnson (1)

Abstain: (None) (0)

Bills for Final Consideration

CB10-0658 A bill for an ordinance approving a proposed Fifth Amendatory Agreement between the City and County of Denver and the State of Colorado, Judicial Department, to fund a drug court magistrate and gang prevention coordinator. (HEALTH, SAFETY, EDUCATION & SERVICES)

A motion offered by Councilmember Madison, duly seconded by Councilmember Hancock, that CB10-0658, CB10-0659, CB10-0713, and CB10-0714 be placed upon final consideration and do pass en bloc carried by the following vote:

Passed

For: Boigon, Brown, Faatz, Hancock, Lehmann, Linkhart, Lopez, Madison, Montero, Nevitt, Robb, Sandoval (12)

Against: (None) (0)

Absent: Johnson (1)

Abstain: (None) (0)

CB10-0659 A bill for an ordinance approving an agreement between Colorado Designsapes, Inc. and the City & County of Denver for Cheesman Park Bond Improvements Project. (LAND USE, TRANSPORTATION & INFRASTRUCTURE)

A motion offered by Councilmember Madison, duly seconded by Councilmember Hancock, that CB10-0658, CB10-0659, CB10-0713, and CB10-0714 be placed upon final consideration and do pass en bloc carried by the following vote:

Passed

For: Boigon, Brown, Faatz, Hancock, Lehmann, Linkhart, Lopez, Madison, Montero, Nevitt, Robb, Sandoval (12)

Against: (None) (0)

Absent: Johnson (1)

Abstain: (None) (0)

CB10-0713 A bill for an ordinance vacating the alley bounded by Alcott St. and Speer Blvd., with reservations. (LAND USE, TRANSPORTATION & INFRASTRUCTURE)

A motion offered by Councilmember Madison, duly seconded by Councilmember Hancock, that CB10-0658, CB10-0659, CB10-0713, and CB10-0714 be placed upon final consideration and do pass en bloc carried by the following vote:

Passed

For: Boigon, Brown, Faatz, Hancock, Lehmann, Linkhart, Lopez, Madison, Montero, Nevitt, Robb, Sandoval (12)

Against: (None) (0)

Absent: Johnson (1)

Abstain: (None) (0)

CB10-0714 A bill for an ordinance vacating the remainder of 28th Ave. at Speer Blvd. without reservations. (LAND USE, TRANSPORTATION & INFRASTRUCTURE)

A motion offered by Councilmember Madison, duly seconded by Councilmember Hancock, that CB10-0658, CB10-0659, CB10-0713, and CB10-0714 be placed upon final consideration and do pass en bloc carried by the following vote:

Passed

For: Boigon, Brown, Faatz, Hancock, Lehmann, Linkhart, Lopez, Madison, Montero, Nevitt, Robb, Sandoval (12)

Against: (None) (0)

Absent: Johnson (1)

Abstain: (None) (0)

Announcement

Council President Nevitt announced that there will be a public hearing as Council sitting as the Board of Directors of the 14th Street General Improvement District on Council Bill 696, regarding the issuance of revenue bonds in the principal amount of \$4 million as part of the funding for the 14th Street streetscape improvement project; amending the 2010 budget to include the bond transaction; establishing maintenance and capital charges for 2011; and approving the 2011 budget on Monday, September 13, 2010.

Adjourn

There being no further business before the City Council, Council President Nevitt adjourned the meeting at 6:36 PM.

President

Attested by me with the Corporate Seal
of the City and County of Denver

Clerk and Recorder, Ex-Officio Clerk
of the City and County of Denver

City Council public documents are available upon request in alternate formats.

Prepared by Kelly Velez