

## City Council of Monday, March 02, 2015

# 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\*\*

**Live video and archives may be  
accessed at**

**<http://www.denvergov.org/citycouncil>**

### \*\*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](mailto: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.

### AUDIO/VIDEO ACCESS TO CITY COUNCIL MEETINGS

City Council meetings are televised live on cable TV Channel 8, and can be viewed via live or archived web cast at <http://www.denvergov.org/citycouncil>. DVD recordings of meetings are available at the Central Library or at the Clerk and Recorder's Office.

### 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, March 02, 2015 5:30 PM

## **Pledge of Allegiance**

## **Roll Call**

## **Approval of the Minutes**

## **Council Announcements**

## **Presentations**

## **Communications**

## **Proclamations**

**CP15-0102 A proclamation honoring Sandy Sardella, owner of PISMO Art Glass Galleries, on the occasion of her retirement.**

**Sponsored by Councilmembers Robb, López, Lehmann, and Brooks.**

## **Resolutions**

### **Safety & Well-being**

**CR15-0120 A resolution authorizing and approving payment to Bachus & Schanker, LLC, in full payment and satisfaction of all claims in Case No. 14-cv-02358-KMT in the United States District Court for the District of Colorado.**

Approves a settlement with the Denver Police Department for \$50,000. This bill was approved for filing at the Mayor-Council meeting on 2-24-15.

## **Bills for Introduction**

### **Business Development**

**CB15-0009 A bill for an ordinance approving a proposed Loan Agreement between the City and County of Denver and 48Race, LLC, for a land acquisition loan for 4800 Race Street and 4800 Vine Street.**

Grants a 10-year loan in the amount of \$1.5 million to 48Race, LLC (real estate

holding company of the Urban Land Conservancy) for acquisition of 4800 Race Street and 4800 Vine Street in Council District 9. The last regularly scheduled Council meeting within the 30-day review period is on 3-23-15. The Committee approved filing this bill at its meeting on 1-6-15.

**CB15-0078 A bill for an ordinance approving a proposed First Amendment to Airport Use and Lease Agreement between the City and County of Denver and GoJet Airlines LLC related to leased space at Denver International Airport.**

Amends a lease agreement with GoJet Airlines Airport to add an additional 932.7 square feet of leased space on Concourse B at Denver International Airport and adding approximately \$150,200 in annual revenue (201206560-01). The last regularly scheduled Council meeting within the 30-day review period is on 3-23-15. The Committee approved filing this bill by consent on 2-19-15.

**CB15-0086 A bill for an ordinance approving a proposed Agreement between the City and County of Denver and The Denver Urban Renewal Authority to administer a single family rehabilitation program.**

Approves a \$500,000 contract through 5-31-16 with Denver Urban Renewal Authority (DURA) to help improve permanent residential owner-occupied housing in Denver through the Single Family Rehabilitation (SFR) program (OEDEV-201419658). The last regularly scheduled Council meeting within the 30-day review period is on 3-23-15. The Committee approved filing this bill by consent on 2-19-15.

**CB15-0096 A bill for an ordinance approving a proposed Agreement between the City and County of Denver and Intermountain Electric Inc. concerning preventive maintenance of electric power switchgears at Denver International Airport.**

Approves an agreement with Intermountain Electric, Inc. for \$850,000 through 3-1-19 for testing and preventive maintenance of the electric power switchgears and related equipment at Denver International Airport (201416821). The last regularly scheduled Council meeting within the 30-day review period is on 3-23-15. The Committee approved filing this bill by consent on 2-19-15.

## **Infrastructure & Culture**

**CB15-0020 A bill for an ordinance approving a proposed Intergovernmental Agreement between the City and County of Denver and the Regional Transportation District (RTD), relating to the 16th Street Mall Intersection Improvements and the funding therefor.**

Approves an intergovernmental agreement with the Regional Transportation District for intersection reconstruction costs totaling \$1,845,149 for concrete intersections and traffic signals of five intersections on the 16th Street Mall. The last regularly scheduled Council meeting within the 30-day review date is on 3-23-15. The Committee approved filing this bill by consent on 1-14-15.

**CB15-0062 A bill for an ordinance approving a proposed Third Amendatory Design Service Agreement between the City and County of Denver and Wilson & Company, Inc., Engineers & Architects, for additional design services for the 33rd Street Outfall Project at 31st and 36th Streets.**

Adds \$883,587 (for a new total of \$2,296,363.45) to the contract with Wilson & Company, Inc. for additional design services, construction related services, land acquisition services, and site investigation on the 33rd Street Outfall Project (31st and 36th Street Outfall Project) in Council Districts 8 & 9 (201101768). The last regularly scheduled Council meeting within the 30-day review period is on 3-23-15. The Committee approved filing this bill by consent on 2-12-15.

## **Neighborhoods & Planning**

**CB15-0091 A bill for an ordinance approving the National Western Center Master Plan, which plan shall become a part of the Comprehensive Plan for the City and County of Denver pursuant to the provisions of Section 12-61 of the Denver Revised Municipal Code.**

Adopts the National Western Center Master Plan as part of the City's Comprehensive Plan. The Committee approved filing this bill at its meeting on 2-18-15

## **Safety & Well-being**

**CB15-0012 A bill for an ordinance approving a proposed Amendatory Agreement between the City and County of Denver and Denver Health and Hospital Authority dba Denver Health Medical Center to provide treatment services to chronically homeless individuals.**

Amends a contract with Denver Health & Hospitals Authority to provide housing and treatment services to the homeless and provide transitional residential treatment, case management, and or mental health services up to 100 chronically homeless individuals who have a history of detoxification use in Denver. Denver Human Services is requesting to increase the budget to \$699,995.50 and to extend the term for funding year 2015. The last regularly scheduled Council meeting within the 30-day review period is on 3-23-15. The Committee approved filing this bill by consent on 1-8-15.

**CB15-0047 A bill for an ordinance approving a proposed Revival and Third Amendatory Agreement between the City and County of Denver and Urban Peak Denver to provide housing and services for homeless youth who have aged out of foster care.**

Amends an agreement with Urban Peak Denver to add an additional \$256,280 (for a new total dollar amount of \$768,840) to provide six housing units for the youth ages 16 to 22 enrolled in the Rocky Mountain Youth Housing program (SOCSV201309749-03). The last regularly scheduled Council meeting within the 30-day review period is on 3-23-15. The Committee approved filing this bill by consent on 2-5-15.

**CB15-0097 A bill for an ordinance approving and providing for the execution of a proposed amendment to the Grant Agreement between the City and County of Denver and the United States of America, concerning the "FEMA Public Assistance" program and the funding therefor.**

Amends an existing grant from the Federal Emergency Management Agency (FEMA) to add the remaining four projects to the contract for an additional amount of \$2,362,256.95 so that the City may be reimbursed for the 75% federal and 12.5% state shares of the eligible FEMA expenditures incurred for flood recovery (MOOEM-201417809-00). The last regularly scheduled Council meeting within the 30-day review period is on 3-23-15. The Committee approved filing this bill by consent on 2-19-15.

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

### **Pre-Recess Announcement**

**Tonight there will be a required public hearing on CB14-1096, changing the zoning classification for 7200 E. 36th Avenue. Anyone wishing to speak on this matter must see the Council Secretary to receive a speaker card to fill out and return to her during the recess of Council.**

### **Recess**

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

### **Public Hearings - Bills for Final Consideration**

#### **Neighborhoods & Planning**

**CB14-1096 A bill for an ordinance changing the zoning classification for 7200 E. 36th Avenue.**

Rezones property at 7200 East 36th Avenue from S-MX-3 (Suburban, Mixed Use, 3 stories) to S-MX-5 (Suburban, Mixed Use, 5 stories) in Council District 11. A PUBLIC HEARING WILL BE HELD AT LEAST FOUR WEEKS AFTER PUBLICATION. The Committee approved filing this bill at its meeting on 1-7-15.

### **Bills for Final Consideration**

#### **Finance & Services**

**CB15-0063 A bill for an ordinance amending Ordinance No. 740, Series of 2014, concerning creating the "Child Care Facility Inspection" Special**

**Revenue Fund and changing it from a cash basis fund to an appropriated fund and making an appropriation from said fund.**

Changes the Special Revenue Fund (SRF) for the child care facility inspection program so that the SRF is appropriated for the annual contract amount rather than set up on a cash basis. The Committee approved filing this bill by consent on 2-5-15.

**CB15-0079 A bill for an ordinance approving a permanent easement (10th/Sheridan Garage – RTD Storm Facilities and Plaza at 11th) between the City and County of Denver and Regional Transportation District.**

Grants a permanent easement to the Regional Transportation District (RTD) for improvements associated with the RTD-owned parking garage at 11th Avenue and Sheridan Blvd. in Council District 3 (FINAN-201419704-00). The last regularly scheduled Council meeting within the 30-day review period is on 3-16-15. The Committee approved filing this bill by consent on 2-12-15.

**CB15-0104 A bill for an ordinance rescinding budget, transferring cash and making appropriations in the General Fund, General Government, Safety, Culture and Recreation Special Revenue Funds and Capital Improvements and Capital Maintenance Fund of moneys designated by City Council for various projects.**

Approves the City Council 2014 year-end budget reconciliation by transferring \$148,131 of City Council budget savings to City Council Special Revenue Funds, transferring \$35,781 of City Council budget savings to other City funds for various projects, transferring \$1,500 from the Council District 2 Special Revenue Fund to the Police Donations Fund for tactical equipment purchases, and giving back \$22,558 of City Council budget savings to the City's General Fund. The Committee approved filing this bill by consent on 2-12-15.

**Infrastructure & Culture**

**CB15-0053 A bill for an ordinance amending Division 3 of Article III of Chapter 56 of the Revised Municipal Code of the City and County of Denver regarding sanitary sewer connection fees and industrial waste surcharges.**

Amends Section 56.92.5(d) of the Denver Revised Municipal Code to comply with new Wastewater rules. The Committee approved filing this bill at its meeting on 2-11-15.

**CB15-0054 A bill for an ordinance approving a proposed Second Amendatory Agreement between the City and County of Denver and Hallmark, Inc. to extend the term six (6) months.**

Approves a no-cost six-month extension of the on-call contract with Hallmark, Inc. for a new end date of 10-16-15 for structural safety repairs (201309355). The last regularly scheduled Council meeting within the 30-day review period is on 3-16-15. The Committee approved filing this bill by consent on 2-12-15.

**CB15-0055 A bill for an ordinance approving an Agreement between the City and County of Denver and Waste Management of Colorado, Inc., regarding the disposal of waste material at the Denver-Arapahoe Disposal Site and use of transfer stations.**

Approves a multi-year \$35 million agreement (through 12-31-19) with Waste Management of Colorado for use of the Denver Arapahoe Disposal Site, Denver Recycles Transfer Facility, and the Denver Southwest Transfer Facility for the disposal of City waste material (PWADM- 201415806). The last regularly scheduled Council meeting within the 30-day review period is on 3-16-15. The Committee approved filing this bill on 2-11-15.

**CB15-0069 A bill for an ordinance relinquishing four easements at the former Gates Rubber Plant.**

Relinquishes four easements at the Gates Rubber Plant site in Council District 7. The Committee approved filing this bill by consent on 2-12-15.

**CB15-0070 A bill for an ordinance approving and providing for the execution of a proposed amendment to the Intergovernmental Agreement between the City and County of Denver and the Colorado Department of Transportation concerning the "Evergreen Lake House Road Bridge" project and the funding therefor.**

Approves an intergovernmental agreement with Colorado Department of Transportation (CDOT) to replace the Evergreen Lake House Road Bridge with \$632,000 (80%) in funding from CDOT and \$158,000 (20%) in local match (201520417). The last regularly scheduled Council meeting within the 30-day review period is on 3-16-15. The Committee approved filing this bill by consent on 2-12-15.

**CB15-0071 A bill for an ordinance approving a proposed amendatory agreement between the City and County of Denver and Interlock Construction Corp., to perform construction services on an "on-call" basis.**

Adds \$3 million to the contract with Interlock Construction for a total maximum capacity of \$8 million for on-call construction services for a variety of facility improvement projects (201208982). The last regularly scheduled Council meeting within the 30-day review period is on 3-16-15. The Committee approved filing this bill by consent on 2-12-15.

**CB15-0072 A bill for an ordinance approving a proposed amendatory agreement between the City and County of Denver and FCI Constructors, Inc., to perform construction services on an "on-call" basis.**

Adds \$3 million to the contract with FCI Construction for a total maximum capacity of \$8 million for on-call construction services for a variety of facility improvement projects (201208984-1). The last regularly scheduled Council meeting within the 30-day review period is on 3-16-15. The Committee approved filing this bill by consent on 2-12-15.

**CB15-0077 A bill for an ordinance approving a proposed Purchase Order between the City and County of Denver and Pierce Manufacturing, Inc., for**

**the purchase of two Pierce Velocity Pumpers and one Pierce Aerial Ladder.**

Approves the \$1,915,402 purchase of two Pierce Velocity Pumpers and one Pierce Aerial Ladder for the Fire Department from Pierce Manufacturing (PWOPS 000011970). The last regularly scheduled Council meeting within the 30-day review period is on 3-16-15. The Committee approved filing this bill by consent on 2-12-15.

**CB15-0081 A bill for an ordinance amending subsection 8 of section 39-121 pertaining to increases in fees and memberships at the Bear Creek Park Southwest Family YMCA Facility.**

Approves changes to the Southwest YMCA fees ranging from a \$1-\$3 increase in most memberships and a \$7 decrease in dual memberships in Council District 2. The Committee approved filing this bill by consent on 2-12-15.

**CB15-0082 A bill for an ordinance approving a proposed Fourth Amendatory Agreement between the City and County of Denver and Deighton Associates, Ltd., for support with data collection and analysis of pedestrian assets for Americans with Disabilities Act compliance and for annual software support and maintenance fees associated with Denver's Street Asset Management System.**

Adds \$226,221 and one year to the agreement with Deighton Associates, Ltd. for a new contract total of \$1,291,150 and end date of 12-14-15 to support data collection and analysis of pedestrian assets for Americans with Disabilities Act compliance and for annual software support and maintenance fees associated with Denver's Street Asset Management System (CE01113). The last regularly scheduled Council meeting within the 30-day review period is on 3-16-15. The Committee approved filing this bill by consent on 2-12-15.

**Adjourn**

**Pending**

**For 3-16-15**

**CB15-0030 A bill for an ordinance changing the zoning classification for 1410 & 1420 S. Santa Fe Drive.**

**Required Public Hearing  
Final Consideration**