

City Council of Monday, June 25, 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

ROOM 451
CITY & COUNTY BUILDING
DENVER COLORADO
80202
PHONE: 720-337-2000
FAX: 720-865-9540
EMAIL: dencc@denvergov.org

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 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

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, June 25, 2012 5:30 PM

Pledge of Allegiance

Roll Call

Approval of the Minutes

Council Announcements

Presentations

Communications

Proclamations

CP12-0493 A proclamation in honor of Thomas O. Markham on the occasion of his retirement from the Lowry Redevelopment Authority. Sponsored by Councilmembers Susman, Brooks, Brown, López, and Herndon.

CP12-0499 A proclamation designating June "Bike Month," the week of June 25th through June 29th "Bike Week" and June 27th "Bike to Work Day" in Denver. Sponsored by Councilmembers Shepherd, Susman, Montero, Brooks, Brown, Lehmann, López, and Herndon.

Resolutions

Business, Workforce & Sustainability

CR12-0457 A resolution approving the Mayor's appointment to the Stapleton Development Corporation Board of Directors.

Approves the Mayoral reappointment of Kevin Marchman to the Stapleton Development Corporation Board of Directors for a term effective July 1, 2012 and expiring June 30, 2017. The Committee approved filing this resolution by consent on 6-14-12.

Health, Safety, Education & Services

CR12-0456 A resolution approving the Mayor's appointments to the Denver Preschool Program Board of Advisors.

Approves the Mayoral appointments of Penny May, David Suppes, Tameka Montgomery, Virginia Maloney, Jonathan Reyes, and Anna Jo Haynes to the Denver Preschool Program Board of Advisors for terms effective immediately and expiring March 12, 2015. The Committee approved filing this resolution by consent on 6-14-12.

Bills for Introduction

Business, Workforce & Sustainability

CB12-0458 A bill for an ordinance concerning the Airport Facilities of the City and County of Denver; providing for the investment and application of certain defeasance deposits and other details in connection therewith; authorizing the execution of certain related agreements; ratifying action previously taken; providing for other related matters; and providing the effective date of this ordinance.

Authorizes the Manager of Finance to deposit approximately \$100 million of Airport funds into escrow accounts to retire outstanding bonds associated with unused baggage space on Concourses A and B, through a bond defeasance. The last regularly scheduled Council meeting within the 30-day review period is on 7-16-12. The Committee approved filing this bill at its meeting on 6-13-12.

CB12-0460 A bill for an ordinance authorizing expenditures in the Economic Opportunity Special Revenue Fund for the "Temporary Assistance for Needy Families (TANF) Case Management, Employment, and Training FY12-13" program.

Authorizes the expenditure of \$12,500,000 in federal funds for fiscal year 2012-2013 for case management service in the Employment and Training Program under the Temporary Assistance for Needy Families (TANF) program. The Committee approved filing this bill by consent on 6-14-12.

Health, Safety, Education & Services

CB12-0442 A bill for an ordinance amending section 14-34, D.R.M.C. to increase bond fees in the Denver County Court.

Approves a municipal code change increasing the \$30 Bond Fee to \$50 (D.R.M.C. 14-34). The Committee approved filing this bill at its meeting on 6-5-12.

CB12-0443 A bill for an ordinance amending subsection 14-40 (a), D.R.M.C. to increase the fee for certain court costs in the Denver County Court.

Approves a municipal code change to increase the docket fee from \$10 to \$15 (D.R.M.C. 14-40(a)). The Committee approved filing this bill at its meeting on 6-5-12.

CB12-0444 A bill for an ordinance amending section 14-32, D.R.M.C. to establish a warrant cancellation fee in the Denver County Court.

Approves a municipal code change to the warrant fee to implement a \$100 cancellation fee (D.R.M.C. 14-32). The Committee approved filing this bill at its meeting on 6-5-12.

Land Use, Transportation & Infrastructure

CB12-0435 A bill for an ordinance approving an Intergovernmental Agreement between the City and County of Denver and the State of Colorado, Department of Transportation for the State Highway Maintenance Agreement.

Approves the 5-year, \$1,374,339.28 local maintenance agreement with CDOT regarding State reimbursement for snow removal and basic maintenance performed on state highways by Denver Public Works for 2013-2017 (201205383). The last regularly scheduled Council meeting within the 30-day review period is on 7-16-12. The Committee approved filing this bill by consent on 5-31-12.

CB12-0459 A bill for an ordinance making appropriations from the Capital Improvements and Capital Maintenance projects.

Appropriates \$150,000 from Parks Capital Improvement Fund, leaving an approximate balance of \$1.35M for 2012, for design and installation of lighting improvements to address critical safety needs in Commons Park in Council District 9. The Committee approved filing this bill by consent on 6-14-12.

CB12-0461 A bill for an ordinance approving a proposed Purchase Order between the City and County of Denver and Lakewood Fordland, Inc., to purchase 33 Police Vehicles.

Approves a master purchase order for \$945,928 with Lakewood Fordland for 33 Police Vehicles as part of the planned fleet replacement managed by Public Works (PWOPS000006154). The last regularly scheduled Council meeting within the 30-day review period is on 7-16-12. The Committee approved filing this bill by consent on 6-14-12.

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

Changes the zoning classification from M-MX-5 (Master Planned context, mixed use, 5 stories) to M-RX-5 (Master Planned context, residential mixed use, 5 stories) of property at approximately 4800 N. Verbena and 4801 N. Willow in Council District 11. A PUBLIC HEARING WILL BE HELD AT LEAST FOUR WEEKS AFTER PUBLICATION. The Committee reviewed this bill at its meeting on 6-12-12; due to lack of a quorum, Councilwoman Robb filed the bill.

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

Changes the zoning classification from M-RH-3 (Master Planned context, Row House, 3 stories) to M-RX-5 (Master Planned context, Residential Mixed Use, 5 stories) on property located at approximately 5001 N. Willow in Council District 11. A PUBLIC HEARING WILL BE HELD AT LEAST FOUR WEEKS AFTER PUBLICATION. The Committee reviewed this bill at its meeting on 6-12-12; due to lack of a quorum, Councilwoman Robb filed the bill.

Recap of Bills to be Called Out

Recess

Council Reconvenes and Resumes its Regular Session

Bills for Final Consideration

Business, Workforce & Sustainability

CB12-0390 A bill for an ordinance approving a proposed Third Amendment and Modification Agreement between the City and County of Denver and Spector Development, LLC, to modify the terms and conditions.

Amends the federal HOME funded contract with Spector Development for the mixed-use development located at 910 Santa Fe Drive in Council District 9 to reduce three for sale units to rentals with stipulations (GE3A040). The last regularly scheduled Council meeting within the 30-day review period is on 7-9-12. The Committee approved filing this bill at its meeting on 6-6-12.

CB12-0412 A bill for an ordinance approving a proposed Agreement between the City and County of Denver and International Business Machines Corporation to provide adult incumbent workers with technical training using H-1B Technical Skills Training grant monies.

Approves a one-year \$500,000 contract through July 2013 with International Business Machines for training a minimum of 385 incumbent workers using Colorado's Highly Skilled Workforce: H-1B Technical Skills Training Grant monies (OEDEV-201205714). The last regularly scheduled Council meeting within the 30-day review period is on 7-9-12. The Committee approved filing this bill by consent on 5-24-12.

CB12-0445 A bill for an ordinance approving a proposed Contract between the City and County of Denver and Interstate Highway Construction, Inc. for the 2012 Annual Pavement Rehabilitation Program at Denver International Airport.

Approves a \$7,300,000 contract with Interstate Highway Construction for the 2012 Annual Airfield Pavement Rehabilitation Program (201204726). The last regularly scheduled Council meeting within the 30-day review period is on 7-9-12. The Committee approved filing this bill by consent on 6-7-12.

CB12-0446 A bill for an ordinance approving a proposed Purchase Order between the City and County of Denver and Super-Tech Filter, Inc. concerning the purchase of HVAC Filters for Denver International Airport.

Increases a master purchase order threshold to approximately \$300,000 per year (totaling \$900,000 over the three-year term through 2014) with Super-Tech Filter for replacement HVAC filters at Denver International Airport (0156A0312). The last regularly scheduled Council meeting within the 30-day review period is on 7-9-12. The Committee approved filing this bill by consent on 6-7-12.

Government & Finance

Health, Safety, Education & Services

CB12-0256 A bill for an ordinance approving a proposed Seventh Amendment to Addendum A to Master Walkaway Lease Agreement between the City and County of Denver and Enterprise Leasing Company of Denver, LLC dba Enterprise Fleet Services to extend the lease and to increase the total amount of compensation.

Amends a contract with Enterprise Fleet Services to extend the term of the lease agreement for 24 months through June 30, 2014 and to add \$300,626, to provide leased vehicles to the Denver Police Department for undercover surveillance operations. The last regularly scheduled Council meeting within the 30-day review period is on 7-9-12. The Committee approved filing this bill by consent on 4-5-12.

CB12-0331 A bill for an ordinance approving the Sixth Amendatory Agreement between the City and County of Denver and the Mental Health Center of Denver to provide Assertive Community Treatment (ACT) as part of the Court to Community Intervention Program.

Approves a sixth amendatory agreement among the City, the Crime Prevention and Control Commission, and Mental Health Center of Denver (MHCD), to provide Assertive Community Treatment as part of the Court to Community intervention program in the amount of \$90,000 through December 31, 2012 ((CE-70053 (5))). The last regularly scheduled Council meeting within the 30-day review period is on 7-9-12. The Committee approved filing this bill at its meeting on 5-15-12.

CB12-0370 A bill for an Ordinance approving an Amendatory Agreement with E.T. TECHNOLOGIES, INC. increasing the maximum contract amount.

Amends the on-call contract with E. T. Technologies, Inc. to add \$1,510,000 for a total contract amount of \$2 million for continuation of services related to aboveground and underground storage tanks, including critical storage tank infrastructure (201101761). The last regularly scheduled Council meeting within the 30-day review period is on 7-9-12. The Committee approved filing this bill by consent on 5-17-12.

Land Use, Transportation & Infrastructure

CB12-0448 A bill for an ordinance approving a proposed Amendment to Agreement between the City and County of Denver and Urban Drainage and Flood Control District regarding final design, right-of-way acquisition and construction of drainage and flood control improvements along Weir Gulch at the South Platte River.

Amends the agreement with Urban Drainage and Flood Control District regarding park development in Sun Valley, to provide for the City's conveyance of \$650,000 to the District, consisting of a \$350,000 grant from Great Outdoors Colorado and \$300,000 from the Parks and Recreation Capital Improvements Program for Gulch Park Improvements for Sun Valley Riverfront Park Phase 1 in Council District 9 (CE13015). The last regularly scheduled Council meeting within the 30-day review period is on 7-9-12. The Committee approved filing this bill by consent on 6-7-12.

CB12-0449 A bill for an ordinance approving and providing for the execution of a proposed Intergovernmental Agreement between the City and County of Denver and the Colorado Department of Transportation concerning the "Confluence Bike/Ped Ramps Upgrade" project and the funding therefor.

Accepts, establishes a capital grant fund for, and appropriates a \$2,765,000 grant from the Colorado Department of Transportation towards the design and construction of trail ramps, a new pedestrian plaza, stairway, and other trail improvement at Confluence Park in Council District 9 (201206171). The last regularly scheduled Council meeting within the 30-day review period is on 7-9-12. The Committee approved filing this bill by consent on 6-7-12.

CB12-0453 A bill for an ordinance relinquishing easements where they lie within Green Valley Ranch Filing No. 57, Reception Number 2005129573.

Relinquishes described easements established in Green Valley Ranch Filing No. 57 no longer required following dedication of public right-of-way in Council District 11. The last regularly scheduled Council meeting within the 30-day review period is on 7-9-12. The Committee approved filing this bill by consent on 6-7-12.

CB12-0454 A bill for an ordinance vacating a portion the East/West alley and a portion of the North/South alley near the intersection of 29th Avenue and Fox Street, without reservations.

Vacates the east-west alley and a portion of the north-south alley adjacent to 2900 Fox St. in Council District 9. The Committee approved filing this bill by consent on 6-7-12.

Announcement

On Monday, July 23, 2012 Council will hold a public hearing on CB12-0462 changing the zoning classification for property located at approximately 4800 Verbena Street and 4801 Willow Street and on CB12-0463 changing the zoning classification for property located at approximately 5001 Willow Street. Any protests against CB12-0462 or CB12-0463 must be filed with

the Council Offices no later than Monday, July 16, 2012.

Adjourn

Pending

For 7-16-12

CB12-0425 A bill for an ordinance amending the Denver Zoning Code to modify the standards for termination of nonconforming signs.

**Required Public Hearing
Final Consideration**

For 7-16-12

CB12-0440 A bill for an ordinance changing the zoning classification for 1550 E. 17th Avenue and 1661 Franklin Street.

**Required Public Hearing
Final Consideration**

For 7-16-12

CB12-0441 A bill for an ordinance changing the zoning classification for 4155 Picadilly Road.

**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 Public Hearing
Final Consideration**