

City Council of Monday, July 28, 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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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 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 28, 2014 5:30 PM

Pledge of Allegiance

Roll Call

Approval of the Minutes

Council Announcements

Presentations

Communications

Proclamations

CP14-0605 A proclamation welcoming the 2014 Denver County Fair, a big batch of tradition with a side of NOW!

Sponsored by Councilmembers Montero, Brown, Kniech, Susman, and López.

CP14-0624 A proclamation celebrating Denver Hip-Hop Week.

Sponsored by Councilmembers López, Kniech, and Montero.

Resolutions

Health, Safety, Education & Services

CR14-0566 A resolution approving the Mayor's appointment to the Denver Commission on Aging.

Approves the Mayoral appointment of Catherine Dockery to the Denver Commission on Aging for a term effective immediately and expiring 08-31-16, or until a successor is duly appointed. The Committee approved filing this resolution by consent on 7-17-14.

CR14-0568 A resolution approving the Mayor's appointment to the Human Rights and Community Partnerships Advisory Council.

Approves the Mayoral appointment of Carrie Warren to the Human Rights and Community Partnerships Advisory Council for a term effective immediately and expiring on 04-01-16, or until a successor is duly appointed. The Committee

approved filing this resolution by consent on 7-17-14.

CR14-0569 A resolution approving the Mayor's appointment to the Denver Preschool Program Board of Advisors.

Approves the Mayoral appointment of Rebecca Kantor to the Denver Preschool Board of Advisors Program for a term effective immediately and expiring on 03-12-17, or until a successor is duly appointed. The Committee approved filing this resolution by consent on 7-17-14.

Land Use, Transportation & Infrastructure

CR14-0577 A resolution accepting and approving the plat of Green Valley Ranch Filing No. 61.

Approves the subdivision plat for Green Valley Ranch Filing No. 61, a 22.5-acre area platted for 101 single-unit lots and four open space tracts at Green Valley Ranch Boulevard and Argonne Street in Council District 11. The Committee approved filing this resolution by consent on 7-17-14.

Bills for Introduction

Finance & Services

CB14-0622 A bill for an ordinance authorizing a supplemental appropriation from the General Contingency Fund to the Liability Claims Special Revenue Fund.

Authorizes a supplemental appropriation in the amount of \$3.25 million from the General Contingency Fund to the Liability Claims Special Revenue Fund to address settlement claims. This bill was approved for filing by Councilwoman Kniech.

Business, Workforce & Sustainability

CB14-0560 A bill for an ordinance approving a proposed Second Amendment to User Agreement between the City and County of Denver and Colorado Symphony Orchestra Association, relating to the use of Boettcher Concert Hall.

Amends a lease agreement with the Colorado Symphony Orchestra Association for Boettcher Concert Hall to extend it to 05-31-15 and reduce the rental fee to \$1 per year effective July 1, 2014 (RC55024 (2)). The last regularly scheduled Council meeting within the 30-day review period is on 8-18-14. The Committee approved filing this bill at its meeting on 7-16-14.

CB14-0561 A bill for an ordinance approving a proposed Standard Specialty Retail Concession Space Agreement between the City and County of Denver and Brookstone DEN T-B, LLC concerning a concession at Denver International Airport.

Approves a seven-year concession agreement with Brookstone DEN T-B, LLC (doing business as Brookstone at DIA) for an annual contract amount of \$165,231 (PLANE-201414718-00). The last regularly scheduled Council meeting within the 30-day review period is on 8-18-14. The Committee approved filing this bill at its meeting on 7-16-14.

CB14-0562 A bill for an ordinance approving a proposed Standard Food and Beverage Concession Space Agreement between the City and County of Denver and CI/Wystone, LLC concerning a concession at Denver International Airport.

Approves a seven-year concession agreement with CI/Wystone, LLC (doing business as Heidi's Brooklyn Deli at DIA) for an annual contract amount of \$372,813.96 (PLANE-201414719-00). The last regularly scheduled Council meeting within the 30-day review period is on 8-18-14. The Committee approved filing this bill at its meeting on 7-16-14.

CB14-0563 A bill for an ordinance approving a proposed Standard Food and Beverage Concession Space Agreement between the City and County of Denver and Host CTI DEN FB STA, LLC concerning a concession at Denver International Airport.

Approves a seven-year concession agreement with Host CTI DEN FB STA, LLC (doing business as Starbucks (inline) at DIA) for a monthly guarantee of \$20,880.08 (PLANE-201414720-00). The last regularly scheduled Council meeting within the 30-day review period is on 8-18-14. The Committee approved filing this bill at its meeting on 7-16-14.

CB14-0564 A bill for an ordinance approving a proposed Standard Food and Beverage Concession Space Agreement between the City and County of Denver and Host CTI DEN FB STA, LLC concerning a concession at Denver International Airport.

Approves a seven-year concession agreement with Host CTI DEN FB STA, LLC (doing business as Starbucks (kiosk) at DIA) for an annual contract amount of \$160,832.04 (PLANE-201414721-00). The last regularly scheduled Council meeting within the 30-day review period is on 8-18-14. The Committee approved filing this bill at its meeting on 7-16-14.

CB14-0570 A bill for an ordinance approving a proposed Amendatory Agreement between the City and County of Denver and The Superlative Group, Inc., to provide sponsorship sales and related services.

Adds General Services, Technology Services, and Office of Human Resources to the previously-approved agreement with The Superlative Group, LLC allowing it to provide sponsorship sales and related services to these City agencies with no changes to other terms or costs of the contract (THTRS-201312921). The last regularly scheduled Council meeting within the 30-day review period is on 8-18-14. The Committee approved filing this bill by consent on 7-17-14.

CB14-0578 A bill for an ordinance approving a proposed Office Space Lease between the City and County of Denver and MorphoTrust USA, LLC

concerning office space at Denver International Airport.

Approves a one-year, \$33,030 lease agreement with MorphoTrust USA, LLC for space for screening and background check services to enroll the public into the Transportation Security Administration's Pre Check program at Denver International Airport (PLANE-201415821-00). The last regularly scheduled Council meeting within the 30-day review period is on 8-18-14. The Committee approved filing this bill by consent on 7-17-14.

Government & Finance

CB14-0567 A bill for an ordinance approving a proposed Master Purchase Order between the City and County of Denver and Lowen Corporation, for the procurement of traffic signs.

Approves a \$1.5 million purchase order with Lowen Corporation for the procurement of traffic signs through 07-01-16 (0803A0114). The last regularly scheduled Council meeting within the 30-day review period is on 8-18-14. The Committee approved filing this bill by consent on 7-17-14.

CB14-0579 A bill for an ordinance amending Ordinance No. 383, Series of 2014, concerning the Supplemental Appropriations from the General Contingency Fund to various departments.

Amends Ordinance No. 383, Series of 2014, to correct drafting errors and omissions to properly include the \$410,000 appropriation for the Denver Police Department and correct the appropriation amount for General Services from \$130,000 to \$100,000. The Committee approved filing this bill by consent on 7-17-14.

CB14-0580 A bill for an ordinance approving a proposed Agreement between the City and County of Denver and Questica, Inc., for a budgeting system that includes first year implementation costs and subscription costs over five years for Denver's Budget Management Office.

Approves a \$2,240,000 contract with Questica, Inc. through 08-01-20 for implementation and software subscription costs including licensing, maintenance, and professional services for the Questica Budgeting Solution software - to replace the Budget & Management Office's budgeting system with a cloud-based one. The last regularly scheduled Council meeting within the 30-day review period is on 8-18-14. The Committee approved filing this bill by consent on 7-17-14.

Health, Safety, Education & Services

CB14-0512 A bill for an ordinance approving a proposed Third Amendatory Agreement between the City and County of Denver and Qwest Communications Company, LLC d/b/a Centurylink QCC, to extend the term and increase the maximum contract amount.

Amends a contract with CenturyLink QCC to extend the term one year through 6-30-15, and to add \$335,987.20 for a new contract total of \$1,976,372.24 to keep the current 911 phone system under maintenance while the new system is being

installed (CE76017). The last regularly scheduled Council meeting within the 30-day review period is on 8-18-14. The Committee approved filing this bill by consent on 6-19-14.

CB14-0554 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 State of Colorado concerning the "Community Services Block Grant (CSBG) FY14-15" program and the funding therefor.

Accepts \$1,012,519 of the 2014-2015 Community Service Block Grant issued by the Colorado Department of Local Affairs for fiscal year 2014-2015 (2013-12202-01). The last regularly scheduled Council meeting within the 30-day review period is on 8-18-14. The Committee approved filing this bill by consent on 7-10-14.

CB14-0555 A bill for an ordinance approving a proposed Agreement between the City and County of Denver and Savio House to provide therapy and support services through the Core Services Program administered by the Denver Department of Human Services.

Approves a \$1.2 million contract with Savio House for child welfare services through 5-31-15 (SOCSV-2014-16375). The last regularly scheduled Council meeting within the 30-day review period is on 8-18-14. The Committee approved filing this bill by consent on 7-10-14.

CB14-0572 A bill for a proposed ordinance approving an Amendatory Agreement with Frank Moya, Attorney at Law, to provide legal services for indigent defendants charged with municipal offenses and required to appear in the Front-end User Court.

Amends a contract through 12-31-14 with Frank Moya, Attorney at Law, to add \$7,875 for a new contract total of \$532,875 to provide additional legal representation for indigent defendants charged with municipal offenses in the "Front-End User Program" (201313489(2)). The last regularly scheduled Council meeting within the 30-day review period is on 8-18-14. The Committee approved filing this bill by consent on 7-17-14.

Land Use, Transportation & Infrastructure

CB14-0546 A bill for an ordinance approving a proposed Amendatory Agreement between the City and County of Denver and TransCore ITS, LLC, to add the Colorado Department of Transportation as a Third Party Beneficiary of the Agreement.

Amends the 5-year, \$921,101.33 contract with TransCore ITS for the installation of a new centralized traffic signal control system to add the "Colorado Department of Transportation" as a Third Party Beneficiary of the agreement (201314013). The last regularly scheduled Council meeting within the 30-day review period is on 8-18-14. The Committee approved filing this bill by consent on 7-3-14.

CB14-0573 A bill for an ordinance approving an Intergovernmental Agreement with Urban Drainage and Flood Control District regarding

construction of the next phase of the South Platte River Improvements for Grant Frontier-Overland Parks.

Approves an Intergovernmental Agreement with Urban Drainage and Flood Control District (UDFCD) regarding construction of the next phase of the South Platte River Improvements for Grant Frontier – Overland Parks with City funding of \$3.63 million and UDFCD responsible for executing and managing the construction contract to complete the work in Council District 7. The last regularly scheduled Council meeting within the 30-day review period is on 8-18-14. The Committee approved filing this bill by consent on 7-17-14.

CB14-0575 A bill for an ordinance vacating the alley south of 3326 West 18th Avenue, without reservations.

Vacates the alley south of 3326 West 18th Avenue for redevelopment in Council District 1. The Committee approved filing this bill by consent on 7-17-14.

CB14-0576 A bill for an ordinance approving a proposed Third Amendment to Development Agreement between the City and County of Denver and Country Club Gardens Investments, Ltd., for development of the Country Club Gardens.

Amends the development agreement with Country Club Gardens Investments, Ltd. to provide clarity on the maximum allowed height for the project and the development area covered by the development agreement in the Country Club Gardens Historic District at 33 Downing in Council District 7 (XC 72155-3). The Committee approved filing this bill at its meeting on 7-15-14.

Recap of Bills to be Called Out

Recess

Council Reconvenes and Resumes its Regular Session

Public Hearings - Bills for Final Consideration

Technology & Governance

Bills for Final Consideration

Finance & Services

Business, Workforce & Infrastructure

CB14-0557 A bill for an ordinance approving and providing for the execution of proposed grant agreements between the City and County of

Denver and the United States of America concerning the "Community Development Block Grant FY14" program and the funding therefor.

Executes a performance grant agreement with the U.S. Department of Housing and Urban Development (HUD) for an allocation of \$6,859,983 for fiscal year 2014 Community Development Block Grant (CDBG) (201416483). The last regularly scheduled Council meeting within the 30-day review period is on 8-11-14. The Committee approved filing this bill by consent on 7-19-14.

Health, Safety, Education & Services

CB14-0452 A bill for an ordinance approving and providing for the execution of a proposed Intergovernmental Agreement by and among the City and County of Denver and the City of Lakewood and the Denver Urban Renewal Authority concerning the Colfax Mainstreet Coalition IGA (the Coalition) and the funding therefor.

Amends an existing intergovernmental agreement with the City of Lakewood, City of Denver, and Denver Urban Renewal Authority (DURA) to add \$351,000 for a total contract amount of \$850,000 through 4-16-16 in distribution of United States Environmental Protection Agency Brownfields Assessment Grant funds along the Colfax corridor. The last regularly scheduled Council meeting within the 30-day review period is on 8-11-14. The Committee approved filing this bill by consent on 5-29-14.

CB14-0535 A bill for an ordinance amending Chapter 14, D.R.M.C. to create the Denver County Court Municipal Public Defender's Commission and the Office of Municipal Public Defender.

Amends Chapter 14 of the Denver Revised Municipal Code to create the Denver County Court Municipal Public Defender's Commission and the Office of the Municipal Public Defender to provide legal representation to indigent defendants charged with municipal offenses. The Committee approved filing this bill at its meeting on 7-1-14.

CB14-0549 A bill for an ordinance approving and providing for the execution of a proposed contract between the City and County of Denver and the State of Colorado concerning the "Community Corrections FY14-15" program and the funding therefor.

Accepts \$16,958,888.22 from the State of Colorado's Division of Criminal Justice and Department of Corrections to fund the fiscal year 2014-2015 Community Corrections program through 6-30-15 (2014-15217-01; 2014-16569-00). The last regularly scheduled Council meeting within the 30-day review period is on 8-11-14. The Committee approved filing this bill by consent on 7-10-14.

CB14-0551 A bill for an ordinance approving an Agreement between the City and County of Denver and RRK Enterprises, Inc., d/b/a Independence House, Inc. to provide community corrections services.

Approves a \$2,829,995 contract with RRK Enterprises to provide community corrections services through 6-30-15 (2014-16273). The last regularly scheduled

Council meeting within the 30-day review period is on 8-11-14. The Committee approved filing this bill by consent on 7-10-14.

CB14-0553 A bill for an ordinance approving an Agreement between the City and County of Denver and Correctional Management, Inc. to provide community corrections services.

Approves a \$5,635,303 contract with Correctional Management, Inc. for community corrections services through 6-30-15 (2014-16269). The last regularly scheduled Council meeting within the 30-day review period is on 8-11-14. The Committee approved filing this bill by consent on 7-10-14.

CB14-0558 A bill for an ordinance approving and providing for the execution of proposed grant agreement between the City and County of Denver and the United States of America concerning the "HOME FY14" program and the funding therefor.

Executes a \$1,991,995 performance grant agreement from the U.S. Department of Housing and Urban Development for the fiscal year 2014 HOME Investment Partnerships program (201416906). The last regularly scheduled Council meeting within the 30-day review period is on 8-11-14. The Committee approved filing this bill by consent on 7-10-14.

CB14-0559 A bill for an ordinance approving and providing for the execution of proposed grant agreements between the City and County of Denver and the United States of America concerning the "Housing Opportunities for People with AIDS (HOPWA)" FY14 program and the funding therefor.

Executes a \$1,554,187 performance grant agreement from the U.S. Department of Housing and Urban Development for the 2014 Housing Opportunities for People with AIDS program for housing services to prevent homelessness, including services for persons with AIDS or HIV (201416845). The last regularly scheduled Council meeting within the 30-day review period is on 8-11-14. The Committee approved filing this bill by consent on 7-10-14.

CB13-0568 A bill for an ordinance amending Section 24-5 of Article I of Chapter 24, Health and Sanitation by adding programs for which violators may be subject to administrative penalties, moving certain provisions relating to enforcement to a new section 24-24 (entitled failure to comply with a violation notice, order, or rules and regulations), and creating new provision regarding variance application fee.

Approves changes to Chapter 24 (Health and Sanitation) of the Denver Revised Municipal Code (DRMC) to allow the Department of Environmental Health (DEH) to issue an administrative citation for violations of any rules enforced by the department. Currently this authority exists in only some Chapters of the DRMC that are within the purview of DEH. The Committee approved filing this bill by consent on 6-19-14.

Land Use, Transportation & Infrastructure

CB14-0536 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 State of Colorado, Department of Transportation, concerning the "RAMP Federal Boulevard - 7th Avenue to Holden Place" project and the funding therefor.

Authorizes receipt of revenue, establishes a capital grant fund and appropriates \$23,360,000 from the Colorado Department of Transportation for improvements on Federal between 7th Avenue and Holden Place in Council District 9. The last regularly scheduled Council meeting within the 30-day review period is on 8-11-14. The Committee approved filing this bill by consent on 7-3-14.

CB14-0545 A bill for an ordinance approving a Second Amendatory agreement between Tsiousvaras Simmons Holderness and the City & County of Denver to provide professional engineering services.

Amends a contract with Tsiousvaras Simmons Holderness to add \$1,055,766, for a revised maximum contract amount of \$2,414,886, and extends the term through 10-2016 to provide construction related engineering design services on Federal between 5th Avenue and Howard Place in Council District 9 (CE02011-02). The last regularly scheduled Council meeting within the 30-day review period is on 8-11-14. The Committee approved filing this by consent on 6-26-14.

CB14-0556 A bill for an ordinance approving a 3-year contract with the University of Colorado at Denver for on-call student interns.

Approves a 3-year contract with the University of Colorado at Denver for on-call student interns with an annual maximum of \$1 million and total maximum of \$3 million (201415569). The last regularly scheduled Council meeting within the 30-day review period is on 8-11-14. The Committee approved filing this bill by consent on 7-10-14.

Adjourn

Pending

For 8-18-14

CB14-0504 A bill for ordinance changing the zoning classification for 3300 East 1st Avenue.

**Required Public Hearing
Final Consideration**

For 8-18-14

CB14-0522 A bill for an ordinance changing the zoning classification for land located at the southeast corner of Monaco Parkway and East First

Avenue at approximately 90 Monaco Parkway.

**Required Public Hearing
Final Consideration**

For 8-18-14

CB14-0523 A bill for an ordinance changing the zoning classification for land located near the southwest corner of South Quebec Street and Archer Place at approximately 7000-7300 Archer Place.

**Required Public Hearing
Final Consideration**

For 8-18-14

CB14-0524 A bill for an ordinance changing the zoning classification for land located at approximately 6700-7398 and 6701-7399 Lowry Boulevard and 6701-7399 Archer Place.

**Required Public Hearing
Final Consideration**

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