City Council of Monday, January 13, 2014 City and County of Denver		

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REMINDER

As a courtesy to those in attendance, please turn off your cell phones.

MEETING ASSISTANCE NOTICE - AMERICANS WITH DISABILITIES ACT

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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, January 13, 2014 5:30 PM

Pledge of Allegiance

Roll Call

Approval of the Minutes

Council Announcements

Presentations

Communications

Proclamations

CP14-0007 A proclamation celebrating the 50th Anniversary of Martin Luther King, Jr.'s visit to Denver's Park Hill Neighborhood. Herndon, Brooks, Susman, Brown, Shepherd, Robb, Montero, López, Kniech, Lehmann, Faatz, and Ortega.

Resolutions

Business, Workforce & Sustainability

CR13-0991 A resolution approving the Mayor's appointments to the Colfax Business Improvement District Board of Directors.

Approves the Mayoral appointments of Ron Vaughn, Crystal Sharp, and Brad Swanson to the Colfax Business Improvement District Board of Directors for a term effective immediately and expiring December 31, 2016. The Committee approved filing this resolution by consent on 1-2-14.

CR13-0994 A resolution approving the Mayor's reappointments to the Denver Convention Center Hotel Authority.

Approves the Mayoral re-appointments of Scott Wylie and Diane Barrett to the Denver Convention Center Hotel Authority for a term effective immediately and expiring December 31, 2015. The Committee approved filing this resolution by consent on 1-2-14.

Health, Safety, Education & Services

CR13-0992 A resolution approving the Mayor's reappointments to the Denver African American Commission.

Approves the Mayoral reappointments of Erin Brown, Kenneth Grimes, Raymond Jones, Leslii Lewis, Marjorie Lewis, and Taryn Lewis to the Denver African American Commission for terms effective immediately and expiring on September 26, 2015, or until a successor is duly appointed. The Committee approved filing this resolution by consent on 1-2-14.

CR13-0996 A resolution approving the Mayor's reappointment to the Board of Environmental Health.

Approves the Mayoral reappointment of Dr. Chris Wiant to the Board of Environmental Health for a term effective immediately and expiring December 31, 2018, or until a successor is duly appointed. The Committee approved filing this resolution by consent on 1-2-14.

CR13-0999 A resolution approving the Mayor's reappointments and appointment to the Denver Latino Commission.

Approves the Mayoral reappointments of Christina Montoya, Debra Bartleson, Meshach Rhoades, Derrick Delgado, and the appointment of Yolanda Ortega to the Denver Latino Commission effective immediately and expiring on January 1, 2016. The Committee approved filing this resolution by consent on 1-2-14.

CR13-1000 A resolution approving the Mayor's reappointments to the Regional Emergency Medical and Trauma Council (RETAC).

Approves the Mayoral reappointments of Scott Field, Christopher Colwell, and Kathryn Beauchamp to the Regional Emergency Medical and Trauma Council (RETAC) for terms effective immediately and expiring December 31, 2015. The Committee approved filing this resolution by consent on 1-2-14.

Land Use, Transportation & Infrastructure

CR13-0995 A resolution approving the Mayor's reappointments to the Denver Union Station Project Authority Board of Directors.

Approves the Mayoral reappointments of Barb Grogan and Elbra Wedgeworth to the Denver Union Station Project Authority Board of Directors for terms effective immediately and expiring December 31, 2015, or until a successor is duly appointed. The Committee approved filing this resolution by consent on 1-2-14.

CR13-0997 A resolution laying out, opening and establishing as part of the city street system a parcel of land as West Floyd Avenue at its intersection with South Federal Boulevard.

Dedicates a parcel of land as part of the public right-of-way to widen W. Floyd Ave. east of its intersection with S. Federal Blvd. in Council District 7. The Committee approved filing this resolution by consent on 1-2-14.

CR13-1010 A resolution laying out, opening and establishing as part of the city street system a parcel of land as Colfax Avenue at its intersection with Pearl Street.

Dedicates a parcel of land as a public right-of-way as part of west-bound Colfax at its intersection with Pearl as part of the Renaissance Uptown Lofts project in Council District 8. The Committee approved filing this resolution by consent on 1-2-14.

CR13-1011 A resolution granting a revocable permit to Johnson & Wales University to encroach into the right-of-way at 7150 Montview Boulevard.

Grants a revocable permit to Johnson & Wales University to encroach into the public right-of-way with seven, 16-foot light poles at 7150 E. Montview Blvd. in Council District 5. The Committee approved filing this resolution by consent on 1-2-14.

CR13-1012 A resolution laying out, opening and establishing as part of the city street system a parcel of land as a public alley between Pearl Street and Washington Street eastbound adjacent to Speer Boulevard.

Dedicates a parcel of land as a public alley between Pearl St. and Washington St. along eastbound Speer Blvd. in Council District 7. The Committee approved filing this resolution by consent on 1-2-14.

CR13-1013 A resolution laying out, opening and establishing as part of the city street system a parcel of land as South Locust Street at its intersection with Hampden Avenue.

Dedicates a parcel of land as part of the public right-of-way of S. Locust St. at its intersection with Hampden Ave. in Council District 4. The Committee approved filing this resolution by consent on 1-2-14.

CR13-1014 A resolution laying out, opening and establishing as part of the city street system a parcel of land as 50th Avenue at its intersection with Washington Street.

Dedicates a parcel of land as part of the public right-of-way of 50th Ave. at its intersection with Washington St. in Council District 9. The Committee approved filing this resolution by consent on 1-2-14.

CR13-1015 A resolution laying out, opening and establishing as part of the city street system a parcel of land as Yosemite Street at its intersection with Colfax Avenue.

Dedicates a parcel of land as part of the public right-of-way of Yosemite St. at its intersection with Colfax in Council District 5. The Committee approved filing this resolution by consent on 1-2-14.

CR13-1016 A resolution laying out, opening and establishing as part of the city street system a parcel of land as West Arizona Avenue between South Grove Street, South Irving Street and South Julian Street.

Dedicates a parcel of land as part of the public right-of-way of W. Arizona Ave. between S. Grove St. and S. Julian St. in Council District 3. The Committee approved filing this resolution by consent on 1-2-14.

Bills for Introduction

Business, Workforce & Sustainability

CB13-1007 A bill for an ordinance approving a proposed First Amendment to Agreement between the City and County of Denver and Sturgeon Electric Company, Inc. related to the Fire Alarm Installation at Denver International Airport.

Amends the fire alarm replacement contract with Sturgeon Electric, Inc. to change the scope of work, special and general conditions, and the terms of payment to a task order-based system at Denver International Airport (CE 05031). The last regularly scheduled Council meeting within the 30-day review period is on 2-3-14. The Committee approved filing this bill by consent on 1-2-14.

Government & Finance

CB13-0868 A bill for an ordinance approving a proposed Agreement between the City and County of Denver and McKinstry Essention, LLC. Approves a 3-year, \$1,500,000 contract with McKinstry Essention, LLC for on-call energy management services including energy audits, retro-commissioning, facility condition assessments, and technical support (GENRL-201313745-00). The last regularly scheduled Council meeting within the 30-day review period is on 2-10-14. The Committee approved filing this bill by consent on 11-21-13.

CB13-1003 A bill for an Ordinance approving the 2014 Eco Pass Agreement with the Regional Transportation District (RTD) to provide discounted Eco pass decals for city employees to utilize bus and train services.

Approves an agreement with the Regional Transportation District (RTD) to provide Eco pass decals to eligible city employees for bus and train services. The last regularly scheduled Council meeting within the 30-day review period is on 2-10-14. The Committee approved filing this bill by consent on 1-2-14.

CB13-1008 A bill for an ordinance approving a proposed Agreement between the City and County of Denver and The Public Group, LLC, for access to an online auction software platform.

Approves a two-year contract with The Public Group for access to an online auction software platform and a customer base for auction of City surplus items (GENRL-201310645-00). The last regularly scheduled Council meeting within the 30-day review period is on 2-10-14. The Committee approved filing this bill by consent on 1-2-14.

Land Use, Transportation & Infrastructure

CB13-0953 A bill for an ordinance approving a proposed Second

Amendatory Design Services Agreement between the City and County of Denver and Wilson & Company Inc., Engineers & Architects, to increase the billing rates and add services to Phase 2 of the project.

Amends the existing 31st and 36th St. Outfall Study and Design contract with Wilson & Company by adding \$138,592.45 to the existing contract amount of \$1,274,184 for a total of \$1,412,776.45 for the final design of the Blake Street Lateral (CE 201101768). The last regularly scheduled Council meeting within the 30-day review period is on 2-10-14. The Committee approved filing this bill by consent on 12-12-13.

CB13-1001 A bill for an ordinance approving a Fourth Amendatory Agreement to Supplemental Agreement No. VII with Winter Park Recreational Association.

Approves the Fourth Amendatory Agreement to Supplemental Agreement No. VII with the Winter Park Recreation Association (WPRA) to provide for the long term fiscal sustainability of WPRA by allocating a limited portion of a new incentive revenue payment from Intrawest to the City. The last regularly scheduled Council meeting within the 30-day review period is on 2-10-14. The Committee approved filing this bill by consent on 1-2-14.

CB13-1002 A bill for an ordinance approving a Concession License with **Flog, LLC** for food, beverage, and other services at Overland Golf Course. Approves a concessionaire agreement through 10-31-17 with Flog, LLC to provide food and beverage service and merchandise sales and general maintenance, repair and replacements as specified in the concession license at Overland Golf Course and Club House in Council District 7. The last regularly scheduled Council meeting within the 30-day review period is on 2-10-14. The Committee approved filing this

bill by consent on 1-2-14.

CB13-1017 A bill for an ordinance vacating a portion of 17th Street adjacent to 2420 17th Street, with reservations.

Vacates a portion of 17th St. at 2420 17th St. for an outdoor amenity area for a mixed-use office building between I-25 and Platte St. in Council District 9. The Committee approved filing this bill by consent on 1-2-14.

CB13-1018 A bill for an ordinance relinquishing a portion of an easement located generally at 7777 Hampden Avenue.

Relinquishes a portion of an existing storm sewer easement being relocated at 7777 E. Hampden Ave. as part of the Target at Tamarac development in Council District 4. The Committee approved filing this bill by consent on 1-2-14.

CB13-1021 A bill for an ordinance approving a proposed Amendatory Agreement between the City and County of Denver and Denver Bike Sharing, to correct language dealing with reimbursement requests.

Amends language regarding local match payments in the contract with Denver Bike Sharing regarding expenditure of state and federal funding for the Denver B-cycle Downtown Core and Neighborhood Expansion project (20129075). The last regularly scheduled Council meeting within the 30-day review period is on 2-10-14. The Committee approved filing this bill by consent on 1-2-14.

Recap of Bills to be Called Out

Pre-Recess Announcement

Tonight there will be a required public hearing on CB13-0975, renewing the contract with Comcast; a required public hearing on CB13-0589, regarding controlled districts; a required public hearing on CB13-0862, changing the zoning classification for 3099 Arapahoe Street; and a onehour courtesy public hearing on CB13-0950, approving the 61st and Peña Station Area Plan. Anyone wishing to speak on any of these matters must see the Council Secretary to sign up during the recess of Council.

Recess

Council Reconvenes and Resumes its Regular Session

Public Hearings - Bills for Final Consideration

Government & Finance

CB13-0975 A bill for an ordinance approving a proposed Cable Franchise Agreement between the City and County of Denver and Comcast, for a nonexclusive cable television franchise, establishing new terms and conditions for high-definition channels, video-on-demand, free service to the public schools, channels for public education and government use, enforcement and other related public benefits.

Renews for ten years the contract with Comcast for a non-exclusive cable television franchise agreement, establishing new terms and conditions for that franchise, including provisions for high-definition channels; video-on-demand; free service to the public schools; channels for public educational and government use; enforcement; and other related public benefits, and specifying customer service standards and compliance with all city, state, and federal requirements referring to Comcast infrastructure in the public rights-of-way. The last regularly scheduled Council meeting within the 30-day review period is on 1-27-14. A PUBLIC HEARING WILL BE HELD AT LEAST FOUR WEEKS AFTER PUBLICATION. The Committee approved filing this bill by consent on 12-19-13.

Land Use, Transportation & Infrastructure

CB13-0589 A bill for an ordinance amending Section 59-2, Denver Revised Municipal Code by adding subsection (c) relating to Former Chapter 59

controlled districts.

Amends Chapter 59-2 to assure continuation of certain building and bulk plane limitations when land subject to Former Chapter 59 zoning is mapped next to lower-density "protected districts" under the Denver Zoning Code. A PUBLIC HEARING WILL BE HELD AT LEAST FOUR WEEKS AFTER PUBLICATION. The Committee approved filing this bill at its meeting on 12-3-13.

CB13-0862 A bill for an ordinance changing the zoning classification for 3099 Arapahoe Street.

Changes the zoning classification from R-MU-30 with waivers (former code Residential Mixed Use, higher density) to G-MU-3 (General Urban Context, Multi-Unit, max. 3 stories) for property located at 3099 Arapahoe Street in Council District 8. A PUBLIC HEARING WILL BE HELD AT LEAST FOUR WEEKS AFTER PUBLICATION. The Committee approved filing this bill at its meeting on 12-3-13.

CB13-0950 A bill for an ordinance approving the 61st and Peña Station Area 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 61st and Peña Station Area Plan as a supplement to the Denver Comprehensive Plan. The Committee approved filing this bill at its meeting on 12-17-13.

Bills for Final Consideration

Business, Workforce & Sustainability

CB13-0965 A bill for an ordinance approving a proposed Airport Use and Cargo Facilities Lease Agreement between the City and County of Denver and Air Transport International, Inc. related to leased space at Denver International Airport.

Amends the revenue agreement with Air Transport International, Inc. (affiliated with DHL) to change a ramp aircraft parking position to reflect the area being used (201310733). The last regularly scheduled Council meeting within the 30-day review period is on 1-27-14. The Committee approved filing this bill by consent on 12-19-13.

CB13-0966 A bill for an ordinance approving a proposed Agreement between the City and County of Denver and Airport & Aviation Professionals, Inc. concerning consultant services at Denver International Airport.

Approves a three-year \$1,000,000 contract through December 31, 2016 with Airport & Aviation Professionals, Inc. for general airline liaison office services at Denver International Airport (201311731). The last regularly scheduled Council meeting within the 30-day review period is on 1-27-14. The Committee approved filing this bill by consent on 12-19-13.

CB13-0967 A bill for an ordinance approving a proposed Agreement between the City and County of Denver and Centerline Solutions, LLC related to consulting services for wireless and radio frequency communications at Denver International Airport.

Approves a four-year \$800,000 contract through January 1, 2017 with Centerline Solutions, LLC for consulting services for the wireless and radio frequency communications at Denver International Airport (PL201310449). The last regularly scheduled Council meeting within the 30-day review period is on 1-27-14. The Committee approved filing this bill by consent on 12-19-13.

Government & Finance

CB13-0937 A bill for an ordinance approving an Agreement between the City and County of Denver and Pendleton, Wilson, Hennessey & Crow, PC to provide special counsel legal services for conflicts cases, overflow and other matters as needed.

Approves a three-year up to \$1,000,000 contract with Pendleton, Wilson, Hennessey & Crow, P.C. to provide on-call special legal counsel and services (201314074-00). The last regularly scheduled Council meeting within the 30-day review period is on 1-27-14. The Committee approved filing this bill by consent on 12-5-13.

CB13-0968 A bill for an ordinance approving a proposed Purchase and Sale Agreement between the City and County of Denver and 1150 Logan, Inc., to sell the property located at 1150 Logan Street.

Approves the Purchase and Sale Agreement between the City and 1150 Logan, Inc. for the disposition of City-owned residential property at 1150 Logan Street. The last regularly scheduled Council meeting within the 30-day review period is on 1-27-14. The Committee approved filing this bill by consent on 12-19-13.

CB13-0976 A bill for an ordinance to grant authority from the City Council to the office of Technology Services, Denver Media Services, to increase the Public, Education, and Government Access Fee to \$1.05 per residential subscriber per month, as provided in the cable franchise agreement with Mile High Cable Partners, L.P. (doing business as Comcast).

Grants City Council authority to Technology Services, Denver Media Services, to increase the Public, Education, and Government (PEG) Access Fee from \$1.00 to \$1.05 per subscriber per month, per the cable franchise agreement with Comcast. The Committee approved filing this bill by consent on 12-19-13.

CB13-0977 A bill for an ordinance approving a proposed Video on Demand License Agreement between the City and County of Denver and Comcast, for the distribution of video-on-demand programming content.

Approves an agreement with Comcast governing the terms and conditions for the distribution of Video-on-Demand Programming Content (TECH201313093). The last regularly scheduled Council meeting within the 30-day review period is on 1-

27-14. The Committee approved filing this resolution by consent on 12-19-13.

CB13-0978 A bill for an ordinance approving a proposed Agreement between the City and County of Denver and Comcast, for High Definition ("HD") Digital Access Channels.

Approves an agreement with Comcast by which Comcast will supply, at no expense to the City or access stations, one high definition (HD) cable box and one HD level of service each for monitoring HD access channels and, at no expense to the City, monies for marketing the relocation of Access Channels. The last regularly scheduled Council meeting within the 30-day review period is on 1-27-14. The Committee approved filing this bill by consent on 12-19-13.

CB13-0979 A bill for an ordinance approving a proposed Agreement between the City and County of Denver and The Open Media Foundation, to provide for the production of programs to be cablecast over Public Access channels.

Renews the management agreement between the City, Mile Hi Cable Partners, L.P., and the Open Media Foundation, a Colorado non-profit corporation, to provide for the management of facilities, equipment, services, and support for public access programming (TECH201313081). The last regularly scheduled Council meeting within the 30-day review period is on 1-27-14. The Committee approved filing this bill by consent on 12-19-13.

CB13-0980 A bill for an ordinance approving a proposed Institutional Network ("I-NET") Maintenance and Co-location Agreement between the City and County of Denver and Comcast Cable Communications Management, LLC, to provide for network data equipment products and services.

Creates a Fiber Optic Network Maintenance and Collocation Agreement between the City and Comcast for data center and voice communications (TECHS201313842). The last regularly scheduled Council meeting within the 30-day review period is on 1-27-14. The Committee approved filing this bill by consent on 12-19-13.

CB13-0981 A bill for an ordinance adopting customer service standards for cable operators.

Adopts customer service standards for cable operators in the City and County of Denver. The Committee approved filing this bill by consent on 12-19-13.

CB13-0983 A bill for an ordinance approving a proposed Amendatory Agreement between the City and County of Denver and PropertyInfo Corporation, to revise the scope of work.

Approves a no-cost amendment to the contract with PropertyInfo Corporation to increase efficiencies by allowing internal City departments to electronically record documents with the Clerk and Recorder's office free of charge and to cap the fees a contractor can charge its customers for submitting electronic docs for recording through 2016, at which time the fee will be renegotiated; the contract term remains Sept. 30, 2018 (CLERK-201309360-01). The last regularly scheduled Council

meeting within the 30-day review period is on 1-27-14. The Committee approved filing this bill by consent on 12-26-13.

Health, Safety, Education & Services

CB13-0532 A bill for an ordinance approving an Intergovernmental Agreement between the City and County of Denver and the West Metro Fire Protection District to loan impounded vehicles for training purposes. Approves an Intergovernmental Agreement with West Metro Fire Department to allow them to use Denver vehicles that are marked for recycling for training purposes. The Denver Fire Department needs will be met first and any revenue generated from vehicle recycling will be credited to the City and County of Denver (201311660). The last regularly scheduled Council meeting within the 30-day review period is on 1-27-14. The Committee approved filing this bill by consent on 8-8-13.

CB13-0984 A bill for an ordinance approving a proposed Composting Agreement between the City and County of Denver and Waste Management of Colorado, Inc., for operation of a composting facility at the Denver Arapahoe Disposal Site (DADS).

Approves an agreement with Waste Management of Colorado (WM) and the City and County of Denver through December 31, 2015 for WM's operation of a composting facility at the City-owned Denver Arapahoe Disposal Site (DADS) for revenue in the amount of \$100,000. The last regularly scheduled Council meeting within the 30-day review period is on 1-27-14. The Committee approved filing this bill by consent on 12-26-13.

CB13-0987 A bill for an ordinance authorizing the purchase of capital equipment from the Safety Special Revenue Fund.

Approves the purchase of a fire brush truck in the amount of \$293,500 to support wildland firefighting efforts. This equipment will be funded through the Denver Fire Department's special revenue fund with no impact to the City's general fund operations. The Committee approved filing this bill by consent on 12-26-13.

Land Use, Transportation & Infrastructure

CB13-0906 A bill for an ordinance designating certain property as "park" under section 2.4.5 of the City charter, namely Dartmouth Gulch Park. Designates as park land the 3.3-acre Dartmouth Gulch Park in Council District 7. The Committee approved filing this bill at its meeting on 12-10-13.

CB13-0907 A bill for an ordinance designating certain property as "park" under section 2.4.5 of the City charter, namely the unnamed park located at 51st and Zuni.

Designates as park land the unnamed 12.8 acres at 51st and Zuni in Council District 9. The Committee approved filing this bill at its meeting on 12-10-13.

CB13-0908 A bill for an ordinance designating certain property as "park" under section 2.4.5 of the City charter, namely Bear Creek Park.

Designates as park land the 79-acre Bear Creek Park in Council District 2. The Committee approved filing this bill at its meeting on 12-10-13.

CB13-0909 A bill for an ordinance designating certain property as "park" under section 2.4.5 of the City charter, namely Camp Rollandet Natural Area.

Designates as park land the 7-acre Camp Rollandet Natural Area in Council District 1. The Committee approved filing this bill at its meeting on 12-10-13.

CB13-0910 A bill for an ordinance designating certain property as "park" under section 2.4.5 of the City charter, namely Stapleton Central Park. Designates as park land the 78.9-acre Stapleton Central Park in Council District 11. The Committee approved filing this bill at its meeting on 12-10-13.

CB13-0911 A bill for an ordinance designating certain property as "park" under section 2.4.5 of the City charter, namely East-West Greenway Park. Designates as park land the 40.3-acre East-West Greenway Park in Council District 11. The Committee approved filing this bill at its meeting on 12-10-13.

CB13-0913 A bill for an ordinance designating certain property as "park" under section 2.4.5 of the City charter, namely Southwest Autopark Park. Designates as park land the 1.5-acre Southwest Auto Park in Council District 2. The Committee approved filing this bill at its meeting on 12-10-13.

CB13-0914 A bill for an ordinance designating certain property as "park" under section 2.4.5 of the City charter which is to be incorporated into and known as Parkfield Park.

Designates as park land the 38.3-acre Parkfield Park in Council District 11. The Committee approved filing this bill at its meeting on 12-10-13.

CB13-0915 A bill for an ordinance designating certain property as "park" under section 2.4.5 of the City charter, namely Fishback Park. Designates as park land the 2.2-acre Fishback Park in Council District 1. The Committee approved filing this bill at its meeting on 12-10-13.

Adjourn

Pending

For 3-10-14

CB13-0501 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