

# City Council Minutes

Meeting Date: Monday, April 27, 2015 5:30 PM

## Pledge of Allegiance

## Roll Call

Present: Brown, Faatz, Herndon, Kniech, Lehmann, Lopez, Montero, Nevitt,  
Ortega, Robb, Shepherd, Susman  
Absent: Brooks

## Approval of the Minutes

The minutes of meeting date, Monday, April 20, 2015, were distributed to Council. Council President Herndon ordered the minutes approved.

## Council Announcements

Council members Shepherd, Kniech, López, and Montero offered announcements.

## Presentations

## Communications

A letter dated April 22, 2015, from Cary Kennedy, Manager of Finance and Management, notified Council that keeping with the provisions of Section 20-93 of the Denver Revised Municipal Code, of the Department of Finance's intent to enter into a certificates of participation lease purchase transaction in a par amount not to exceed \$24 million, the proceeds of which will be used for the acquisition, improvement and equipping of a new 911 Communications Center, the acquisition of a new Fleet Service Center, and to pay associated costs with the transaction was read in its entirety to Council.

**A letter dated April 22, 2015, from Cary Kennedy, Manager of Finance and Management notifying Council that keeping with the provisions of Section 20-93 of the Denver Revised Municipal Code (the "DRMC"), of the Department of Finance's intent to enter into a certificates of participation lease purchase transaction in a par amount not to exceed \$24 million, the proceeds of which will be used for the acquisition, improvement and equipping of a new 911 Communications Center, the acquisition of a new Fleet Service Center, and to pay associated costs with the transaction.**

## Proclamations

**CP15-0267 A proclamation honoring the life of Judith Martinez Sarricchio. Sponsored by Council members Ortega, Montero, Lehmann, and Brooks.**

This item be adopted.

Passed

For: Brown, Faatz, Herndon, Kniech, Lehmann, Lopez, Montero, Nevitt, Ortega, Robb, Shepherd, Susman (12)

Against: (None) (0)

Absent: (None) (0)

Abstain: (None) (0)

## **Resolutions**

The Council Secretary read the following resolutions by titles.

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

**CR15-0206 A resolution approving the Mayor's reappointments to the Denver Immigrant & Refugee Commission. (SAFETY & WELL-BEING)**

A motion offered by Councilwoman Shepherd, duly seconded by Councilwoman Susman, that CR15-0206 and CR15-0248 be adopted en bloc, carried by the following vote:

Passed

For: Brown, Faatz, Herndon, Kniech, Lehmann, Lopez, Montero, Nevitt, Ortega, Robb, Shepherd, Susman (12)

Against: (None) (0)

Absent: Brooks (1)

Abstain: (None) (0)

### **Technology & Governance**

**CR15-0248 A resolution appointing Jane Feldman to the Denver Board of Ethics. (TECHNOLOGY & GOVERNANCE)**

A motion offered by Councilwoman Shepherd, duly seconded by Councilwoman Susman, that CR15-0206 and CR15-0248 be adopted en bloc, carried by the following vote:

Passed

For: Brown, Faatz, Herndon, Kniech, Lehmann, Lopez, Montero, Nevitt, Ortega, Robb, Shepherd, Susman (12)

Against: (None) (0)

Absent: Brooks (1)  
Abstain: (None) (0)

## **Bills for Introduction**

The Council Secretary read the following bills by titles. Council President Herndon announced that all other bills on introduction are ordered published.

### **Business Development**

#### **CB15-0202 A bill for an ordinance approving a proposed Contract between the City and County of Denver and Interstate Highway Construction, Inc. for miscellaneous roadway and parking lot improvements at Denver International Airport. (BUSINESS DEVELOPMENT COMMITTEE)**

A motion offered by Council President Herndon, duly seconded by Councilwoman Shepherd, that CB15-0202, CB15-0203, CB15-0215, CB15-0216, CB15-0219, CB15-0207, CB15-0212, CB14-1056, CB15-0122, CB15-0198, and CB15-0204 be ordered published en bloc, carried by the following vote:

Passed

For: Brown, Faatz, Herndon, Kniech, Lehmann, Lopez, Montero, Nevitt, Ortega, Robb, Shepherd, Susman (12)

Against: (None) (0)

Absent: Brooks (1)

Abstain: (None) (0)

#### **CB15-0203 A bill for an ordinance approving a proposed Contract between the City and County of Denver and Flatiron Constructors, Inc. for Gate Apron Rehabilitation and Drainage Improvements Project at Denver International Airport. (BUSINESS DEVELOPMENT COMMITTEE)**

A motion offered by Council President Herndon, duly seconded by Councilwoman Shepherd, that CB15-0202, CB15-0203, CB15-0215, CB15-0216, CB15-0219, CB15-0207, CB15-0212, CB14-1056, CB15-0122, CB15-0198, and CB15-0204 be ordered published en bloc, carried by the following vote:

Passed

For: Brown, Faatz, Herndon, Kniech, Lehmann, Lopez, Montero, Nevitt, Ortega, Robb, Shepherd, Susman (12)

Against: (None) (0)

Absent: Brooks (1)

Abstain: (None) (0)

#### **CB15-0215 A bill for an ordinance approving a proposed Contract between the City and County of Denver and Interstate Highway Construction, Inc. for airfield pavement rehabilitation at Denver International Airport.**

**(BUSINESS DEVELOPMENT COMMITTEE)**

A motion offered by Council President Herndon, duly seconded by Councilwoman Shepherd, that CB15-0202, CB15-0203, CB15-0215, CB15-0216, CB15-0219, CB15-0207, CB15-0212, CB14-1056, CB15-0122, CB15-0198, and CB15-0204 be ordered published en bloc, carried by the following vote:

Passed

For: Brown, Faatz, Herndon, Kniech, Lehmann, Lopez, Montero, Nevitt, Ortega, Robb, Shepherd, Susman (12)

Against: (None) (0)

Absent: Brooks (1)

Abstain: (None) (0)

**CB15-0216 A bill for an ordinance approving a proposed First Amendatory Agreement between the City and County of Denver and Patrick Marold Studios Inc., concerning installation of an art project at Denver International Airport. (BUSINESS DEVELOPMENT COMMITTEE)**

A motion offered by Council President Herndon, duly seconded by Councilwoman Shepherd, that CB15-0202, CB15-0203, CB15-0215, CB15-0216, CB15-0219, CB15-0207, CB15-0212, CB14-1056, CB15-0122, CB15-0198, and CB15-0204 be ordered published en bloc, carried by the following vote:

Passed

For: Brown, Faatz, Herndon, Kniech, Lehmann, Lopez, Montero, Nevitt, Ortega, Robb, Shepherd, Susman (12)

Against: (None) (0)

Absent: Brooks (1)

Abstain: (None) (0)

**CB15-0219 A bill for an ordinance approving a proposed First Amendment to a Tower Road Interchange Contract related to an Intergovernmental Agreement at Denver International Airport. (BUSINESS DEVELOPMENT COMMITTEE)**

A motion offered by Council President Herndon, duly seconded by Councilwoman Shepherd, that CB15-0202, CB15-0203, CB15-0215, CB15-0216, CB15-0219, CB15-0207, CB15-0212, CB14-1056, CB15-0122, CB15-0198, and CB15-0204 be ordered published en bloc, carried by the following vote:

Passed

For: Brown, Faatz, Herndon, Kniech, Lehmann, Lopez, Montero, Nevitt, Ortega, Robb, Shepherd, Susman (12)

Against: (None) (0)

Absent: Brooks (1)

Abstain: (None) (0)

**CB15-0222 A bill for an ordinance approving a proposed Second Amendment to Agreement - Hotel, Public Transit Center and Jeppesen Terminal Interface South Terminal Redevelopment Program Construction Manager/General Contractor (CM/GC), between the City and County of Denver and Mortenson/Hunt/Saunders, a Joint Venture, related to the Hotel and Transit Center Project at Denver International Airport. (BUSINESS DEVELOPMENT)**

Present: Brown, Faatz, Herndon, Kniech, Lehmann, Lopez, Montero, Nevitt, Ortega, Robb, Shepherd, Susman  
Absent: Brooks

A motion offered by Councilwoman Shepherd, duly seconded by Councilwoman Lehmann, that CB5-0222 be ordered published, carried by the following vote:

Passed

For: Brown, Herndon, Kniech, Lehmann, Lopez, Montero, Nevitt, Ortega, Robb, Shepherd, Susman (11)  
Against: Faatz (1)  
Absent: Brooks (1)  
Abstain: (None) (0)

**Neighborhoods & Planning**

**CB15-0207 A bill for an ordinance changing the zoning classification for 100 Saint Paul Street and 149 Steele Street. (NEIGHBORHOODS AND PLANNING)**

A motion offered by Council President Herndon, duly seconded by Councilwoman Shepherd, that CB15-0202, CB15-0203, CB15-0215, CB15-0216, CB15-0219, CB15-0207, CB15-0212, CB14-1056, CB15-0122, CB15-0198, and CB15-0204 be ordered published en bloc, carried by the following vote:

Passed

For: Brown, Faatz, Herndon, Kniech, Lehmann, Lopez, Montero, Nevitt, Ortega, Robb, Shepherd, Susman (12)  
Against: (None) (0)  
Absent: Brooks (1)  
Abstain: (None) (0)

**CB15-0212 A bill for an ordinance changing the zoning classification for 1290-1292 King Street. (NEIGHBORHOODS AND PLANNING)**

A motion offered by Council President Herndon, duly seconded by Councilwoman Shepherd, that CB15-0202, CB15-0203, CB15-0215, CB15-0216, CB15-0219, CB15-0207, CB15-0212, CB14-1056, CB15-0122, CB15-0198, and CB15-0204 be

ordered published en bloc, carried by the following vote:

Passed  
For: Brown, Faatz, Herndon, Kniech, Lehmann, Lopez, Montero, Nevitt, Ortega, Robb, Shepherd, Susman (12)  
Against: (None) (0)  
Absent: Brooks (1)  
Abstain: (None) (0)

**Safety & Well-being**

**CB14-1056 A bill for an ordinance approving a proposed Second Amendatory Agreement between the City and County of Denver and the State of Colorado Judicial Department, for the community-based violence prevention demonstration program. (SAFETY & WELL-BEING)**

A motion offered by Council President Herndon, duly seconded by Councilwoman Shepherd, that CB15-0202, CB15-0203, CB15-0215, CB15-0216, CB15-0219, CB15-0207, CB15-0212, CB14-1056, CB15-0122, CB15-0198, and CB15-0204 be ordered published en bloc, carried by the following vote:

Passed  
For: Brown, Faatz, Herndon, Kniech, Lehmann, Lopez, Montero, Nevitt, Ortega, Robb, Shepherd, Susman (12)  
Against: (None) (0)  
Absent: Brooks (1)  
Abstain: (None) (0)

**CB15-0122 A bill for an ordinance approving a proposed Agreement between the City and County of Denver and The Colorado Coalition for the Homeless to provide rental assistance to chronically and episodically homeless individuals. (SAFETY & WELL-BEING)**

A motion offered by Council President Herndon, duly seconded by Councilwoman Shepherd, that CB15-0202, CB15-0203, CB15-0215, CB15-0216, CB15-0219, CB15-0207, CB15-0212, CB14-1056, CB15-0122, CB15-0198, and CB15-0204 be ordered published en bloc, carried by the following vote:

Passed  
For: Brown, Faatz, Herndon, Kniech, Lehmann, Lopez, Montero, Nevitt, Ortega, Robb, Shepherd, Susman (12)  
Against: (None) (0)  
Absent: Brooks (1)  
Abstain: (None) (0)

**CB15-0198 A bill for an ordinance approving a proposed Fourth Amendatory Agreement between the City and County of Denver and E.T.**

**Technologies, Inc., to continue to provide critical on-call storage tank services. (SAFETY & WELL-BEING)**

A motion offered by Council President Herndon, duly seconded by Councilwoman Shepherd, that CB15-0202, CB15-0203, CB15-0215, CB15-0216, CB15-0219, CB15-0207, CB15-0212, CB14-1056, CB15-0122, CB15-0198, and CB15-0204 be ordered published en bloc, carried by the following vote:

Passed  
For: Brown, Faatz, Herndon, Kniech, Lehmann, Lopez, Montero, Nevitt, Ortega, Robb, Shepherd, Susman (12)  
Against: (None) (0)  
Absent: Brooks (1)  
Abstain: (None) (0)

**CB15-0204 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 United States concerning the "CoC-Housing First FY15-16" program and the funding therefore. (SAFETY & WELL-BEING)**

A motion offered by Council President Herndon, duly seconded by Councilwoman Shepherd, that CB15-0202, CB15-0203, CB15-0215, CB15-0216, CB15-0219, CB15-0207, CB15-0212, CB14-1056, CB15-0122, CB15-0198, and CB15-0204 be ordered published en bloc, carried by the following vote:

Passed  
For: Brown, Faatz, Herndon, Kniech, Lehmann, Lopez, Montero, Nevitt, Ortega, Robb, Shepherd, Susman (12)  
Against: (None) (0)  
Absent: Brooks (1)  
Abstain: (None) (0)

**Recap of Bills to be Called Out**

**Recess**

Council did not take a recess.

**Council Reconvenes and Resumes its Regular Session**

**Bills for Final Consideration**

**Infrastructure & Culture**

**CB15-0190 A bill for an ordinance relating to Chapter 54 (Traffic**

**Regulations) of the Revised Municipal Code, to allow the riding of bicycles on the 16th Street pedestrian and transit mall on Saturdays in addition to Sundays. (INFRASTRUCTURE AND CULTURE)**

A motion offered by Councilwoman Shepherd, duly seconded by Councilwoman Kniech, that CB15-0190, CB15-0194, CB15-0195, CB15-0196, CB15-0197, CB15-0199, CB15-0154, CB15-0174, CB15-0175, and CB15-0192 be placed upon final consideration and do pass en bloc, carried by the following vote:

Passed  
For: Brown, Faatz, Herndon, Kniech, Lehmann, Lopez, Montero, Nevitt, Ortega, Robb, Shepherd, Susman (12)  
Against: (None) (0)  
Absent: Brooks (1)  
Abstain: (None) (0)

**CB15-0194 A bill for an ordinance relinquishing a storm easement located at 4401 S. Tamarac Parkway. (INFRASTRUCTURE & CULTURE)**

A motion offered by Councilwoman Shepherd, duly seconded by Councilwoman Kniech, that CB15-0190, CB15-0194, CB15-0195, CB15-0196, CB15-0197, CB15-0199, CB15-0154, CB15-0174, CB15-0175, and CB15-0192 be placed upon final consideration and do pass en bloc, carried by the following vote:

Passed  
For: Brown, Faatz, Herndon, Kniech, Lehmann, Lopez, Montero, Nevitt, Ortega, Robb, Shepherd, Susman (12)  
Against: (None) (0)  
Absent: Brooks (1)  
Abstain: (None) (0)

**CB15-0195 A bill for an ordinance vacating a portion of right-of-way at Yale Circle, without reservations. (INFRASTRUCTURE & CULTURE)**

A motion offered by Councilwoman Shepherd, duly seconded by Councilwoman Kniech, that CB15-0190, CB15-0194, CB15-0195, CB15-0196, CB15-0197, CB15-0199, CB15-0154, CB15-0174, CB15-0175, and CB15-0192 be placed upon final consideration and do pass en bloc, carried by the following vote:

Passed  
For: Brown, Faatz, Herndon, Kniech, Lehmann, Lopez, Montero, Nevitt, Ortega, Robb, Shepherd, Susman (12)  
Against: (None) (0)  
Absent: Brooks (1)  
Abstain: (None) (0)

**CB15-0196 A bill for an ordinance approving a proposed Purchase Order**



**between the City and County of Denver and Trans-West Truck Inc., for the purchase of four 2016M2 Cab and Chassis patch trucks with PB Loader bodies. (INFRASTRUCTURE & CULTURE)**

A motion offered by Councilwoman Shepherd, duly seconded by Councilwoman Kniech, that CB15-0190, CB15-0194, CB15-0195, CB15-0196, CB15-0197, CB15-0199, CB15-0154, CB15-0174, CB15-0175, and CB15-0192 be placed upon final consideration and do pass en bloc, carried by the following vote:

Passed  
For: Brown, Faatz, Herndon, Kniech, Lehmann, Lopez, Montero, Nevitt, Ortega, Robb, Shepherd, Susman (12)  
Against: (None) (0)  
Absent: Brooks (1)  
Abstain: (None) (0)

**CB15-0197 A bill for an ordinance approving an Agreement between the City and County of Denver and K.E.C.I. Colorado, Inc. for public infrastructure at the 38th and Blake Station. (INFRASTRUCTURE & CULTURE)**

A motion offered by Councilwoman Shepherd, duly seconded by Councilwoman Kniech, that CB15-0190, CB15-0194, CB15-0195, CB15-0196, CB15-0197, CB15-0199, CB15-0154, CB15-0174, CB15-0175, and CB15-0192 be placed upon final consideration and do pass en bloc, carried by the following vote:

Passed  
For: Brown, Faatz, Herndon, Kniech, Lehmann, Lopez, Montero, Nevitt, Ortega, Robb, Shepherd, Susman (12)  
Against: (None) (0)  
Absent: Brooks (1)  
Abstain: (None) (0)

**CB15-0199 A bill for an ordinance approving a proposed Amendatory Agreement between the City and County of Denver and Orion Specialty Contractors, L.L.C., for Denver swimming pool repairs. (INFRASTRUCTURE & CULTURE)**

A motion offered by Councilwoman Shepherd, duly seconded by Councilwoman Kniech, that CB15-0190, CB15-0194, CB15-0195, CB15-0196, CB15-0197, CB15-0199, CB15-0154, CB15-0174, CB15-0175, and CB15-0192 be placed upon final consideration and do pass en bloc, carried by the following vote:

Passed  
For: Brown, Faatz, Herndon, Kniech, Lehmann, Lopez, Montero, Nevitt, Ortega, Robb, Shepherd, Susman (12)  
Against: (None) (0)

Absent: Brooks (1)  
Abstain: (None) (0)

## **Safety & Well-being**

### **CB15-0154 A bill for an ordinance approving a proposed Amendatory Agreement between the City and County of Denver and Community Mediation Concepts to provide mediation services. (SAFETY & WELL-BEING)**

A motion offered by Councilwoman Shepherd, duly seconded by Councilwoman Kniech, that CB15-0190, CB15-0194, CB15-0195, CB15-0196, CB15-0197, CB15-0199, CB15-0154, CB15-0174, CB15-0175, and CB15-0192 be placed upon final consideration and do pass en bloc, carried by the following vote:

Passed

For: Brown, Faatz, Herndon, Kniech, Lehmann, Lopez, Montero, Nevitt, Ortega, Robb, Shepherd, Susman (12)

Against: (None) (0)

Absent: Brooks (1)

Abstain: (None) (0)

## **Technology & Governance**

### **CB15-0174 A bill for an ordinance amending the classification and pay plan for employees in the Career Service and for certain employees not in the Career Service. (TECHNOLOGY & GOVERNANCE)**

A motion offered by Councilwoman Shepherd, duly seconded by Councilwoman Kniech, that CB15-0190, CB15-0194, CB15-0195, CB15-0196, CB15-0197, CB15-0199, CB15-0154, CB15-0174, CB15-0175, and CB15-0192 be placed upon final consideration and do pass en bloc, carried by the following vote:

Passed

For: Brown, Faatz, Herndon, Kniech, Lehmann, Lopez, Montero, Nevitt, Ortega, Robb, Shepherd, Susman (12)

Against: (None) (0)

Absent: Brooks (1)

Abstain: (None) (0)

### **CB15-0175 A bill for an ordinance amending the classification and pay plan for employees in the Career Service and for certain employees not in the Career Service. (TECHNOLOGY & GOVERNANCE)**

A motion offered by Councilwoman Shepherd, duly seconded by Councilwoman Kniech, that CB15-0190, CB15-0194, CB15-0195, CB15-0196, CB15-0197, CB15-0199, CB15-0154, CB15-0174, CB15-0175, and CB15-0192 be placed upon final

consideration and do pass en bloc, carried by the following vote:

Passed

For: Brown, Faatz, Herndon, Kniech, Lehmann, Lopez, Montero, Nevitt, Ortega, Robb, Shepherd, Susman (12)

Against: (None) (0)

Absent: Brooks (1)

Abstain: (None) (0)

**CB15-0192 A bill for an ordinance approving a proposed Amendatory Agreement by and between the City and County of Denver and ServiceNow, Inc., for additional licenses and professional services. (TECHNOLOGY & GOVERNANCE)**

A motion offered by Councilwoman Shepherd, duly seconded by Councilwoman Kniech, that CB15-0190, CB15-0194, CB15-0195, CB15-0196, CB15-0197, CB15-0199, CB15-0154, CB15-0174, CB15-0175, and CB15-0192 be placed upon final consideration and do pass en bloc, carried by the following vote:

Passed

For: Brown, Faatz, Herndon, Kniech, Lehmann, Lopez, Montero, Nevitt, Ortega, Robb, Shepherd, Susman (12)

Against: (None) (0)

Absent: Brooks (1)

Abstain: (None) (0)

## **Announcement**

Council President Herndon announced that on Monday, Jun 1, 2015, there will be a required public hearing on CB15-0207, changing the zoning classification for 100 Saint Paul Street and 149 Steele Street, and on CB15-0212, changing the zoning classification for 1290-1292 King Street. Any protests against CB15-0207 or CB15-0212 must be filed with the Council Offices no later than Tuesday, May 26, 2015.

**On Monday, June 1, 2015, there will be a required public hearing on CB15-0207, changing the zoning classification for 100 Saint Paul Street and 149 Steele Street, and on CB15-0212, changing the zoning classification for 1290-1292 King Street. Any protests against CB15-0207 or CB15-0212 must be filed with the Council Offices no later than Tuesday, May 26, 2015.**

## **Adjourn**

There being no further business before the City Council, Council President Herndon adjourned the meeting at 6:09 PM.

## **Pending**

**For 6-8-15**

**CB15-0056 A bill for an ordinance changing the zoning classification for  
195 S. Monaco Parkway.**

**Required Public Hearing**

**Final Consideration (NEIGHBORHOODS AND PLANNING)**