

## ORDINANCE/RESOLUTION REQUEST

Please email requests to the Mayor's Legislative Team  
at [MileHighOrdinance@DenverGov.org](mailto:MileHighOrdinance@DenverGov.org) by **3:00pm on Monday**.

***\*All fields must be completed.\****  
*Incomplete request forms will be returned to sender which may cause a delay in processing.*

Date of Request: November 9, 2012

Please mark one:       **Bill Request**                      or                       **Resolution Request**

**1. Has your agency submitted this request in the last 12 months?**

**Yes**                       **No**

**If yes, please explain:**

**2. Title:** *(Include a concise, one sentence description – please include name of company or contractor and contract control number - that clearly indicates the type of request: grant acceptance, contract execution, amendment, municipal code change, supplemental request, etc.)*

Changes the name of the Career Service Authority to the Office of Human Resources and the title of the Career Service Personnel Director to the Office of Human Resources Executive Director

**3. Requesting Agency:** Career Service Authority

**4. Contact Person:** *(With actual knowledge of proposed ordinance/resolution.)*

- **Name:** Pete Garritt
- **Phone:** 720 913-5671
- **Email:** peter.garritt@denvergov.org

**5. Contact Person:** *(With actual knowledge of proposed ordinance/resolution who will present the item at Mayor-Council and who will be available for first and second reading, if necessary.)*

- **Name:** Nita Mosby Henry
- **Phone:** 720 913-5686
- **Email:** nita.henry@denvergov.org

**6. General description of proposed ordinance including contract scope of work if applicable:**

Removes references to the Career Service Authority and the Career Service Personnel Director in the DRMC and replaces them with the terms 'Office of Human Resources' and 'Office of Human Resources Executive Director'.

**\*\*Please complete the following fields:** *(Incomplete fields may result in a delay in processing. If a field is not applicable, please enter N/A for that field – please do not leave blank.)*

- a. **Contract Control Number:** N/A
- b. **Duration:** N/A
- c. **Location:** N/A
- d. **Affected Council District:** N/A
- e. **Benefits:** More closely aligns name of CSA with goals and direction of organization
- f. **Costs:** Administrative

**7. Is there any controversy surrounding this ordinance? (Groups or individuals who may have concerns about it?) Please explain.**

No

---

*To be completed by Mayor's Legislative Team:*

SIRE Tracking Number: \_\_\_\_\_

Date Entered: \_\_\_\_\_

1 BY AUTHORITY

2 ORDINANCE NO. \_\_\_\_\_  
3 SERIES OF \_\_\_\_\_

COUNCIL BILL NO. \_\_\_\_\_  
COMMITTEE OF REFERENCE:

6 A BILL

7 **For an Ordinance Changing the Name of the Career Service Authority to the Office**  
8 **of Human Resources and the Title of the Career Service Personnel Director to the**  
9 **Office of Human Resources Executive Director.**

10  
11 **WHEREAS**, City Council has determined that changing the name of the Career Service  
12 Authority to the Office of Human Resources more clearly conveys the role of this agency as the  
13 central human resources agency for city employees in the career service personnel system, and  
14 signifies CSA's transition from being an enforcer of rules to a business partner with the agencies it  
15 serves.

16 **WHEREAS**, City Council has determined that as a result, the title of the Career Service  
17 Personnel Director will need to be changed to Office of Human Resources Executive Director.

18 **BE IT ENACTED BY THE COUNCIL OF THE CITY AND COUNTY OF DENVER:**

19  
20 **Section 1.** That section 2-143, D.R.M.C. shall be amended by deleting the language stricken  
21 and adding the language underlined, to read as follows:

22  
23 D. 2. *Head start office staff.* In accordance with career service rules the head start director  
24 shall be selected by the director of the mayor's office for education and children, and shall be  
25 confirmed separately by the mayor and the Denver head start policy council acting by resolution. The  
26 head start director will manage the Denver head start office and shall employ, with the approval of the  
27 Denver head start policy council, such staff as is necessary to accomplish the purposes of the head  
28 start office including but not limited to the head start fiscal officer, who shall be hired by the head start  
29 director in accordance with the policies and procedures of the ~~career service authority~~ Office of  
30 Human Resources by the head start director. The head start fiscal officer shall be selected with the  
31 advice of the manager of finance and the auditor. The staff of the Denver head start office, including  
32 the head start director, shall be career service employees.

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
29  
30  
31  
32  
33

3. e. Establishing a senior management team comprised of the Denver head start director, the executive directors of each and every delegate agency under the Denver head start program, the head start program directors employed by each delegate agency, and the director of the mayor's office for education and children. The senior management team will meet regularly and will provide status reports to the Denver head start director concerning compliance with federal head start program performance standards in the operation of head start programs and other applicable federal, state or local requirements. The head start director shall make regular reports to the Denver head start policy council and to the mayor, city council, auditor and ~~career service authority~~ the Office of Human Resources; and

**Section 2.** That section 2-372, D.R.M.C. shall be amended by deleting the language stricken and adding the language underlined, to read as follows:

- (a) The mayor shall direct the recruitment for the monitor's position with the assistance of the ~~career service authority~~ Office of Human Resources or other entity designated by the mayor.
- (b) (4) The ~~career service personnel~~ Office of Human Resources Executive Director; and

**Section 3.** That Chapter 18, D.R.M.C. shall be amended by deleting the language stricken and adding the language underlined, to read as follows:

**ARTICLE I. - ~~CAREER SERVICE AUTHORITY~~ OFFICE OF HUMAN RESOURCES**

**Sec. 18-1. - ~~Career service authority~~ Office of Human Resources created.**

There shall be and hereby is created an ~~career service authority~~ Office of Human Resources which shall be the central human resources agency for city employees in the career service personnel system. The ~~career service authority~~ Office of Human Resources shall be directed by the career service board and the ~~career service personnel~~ Office of Human Resources Executive Director, exercising the powers and duties set forth in the Charter and in this article I. The career service board, the ~~career service personnel~~ Office of Human Resources Executive Director, and the ~~career service authority~~ Office of Human Resources shall maintain and foster a merit-based

1 personnel system for employees in the career service and shall be committed to equal  
2 employment opportunity. Members of the career service board shall be appointed as provided in  
3 the Charter and shall serve for staggered five-year terms.

4  
5 **Sec. 18-2. - Powers and duties of career service board.**

6  
7 (a) (1) Appoint an ~~career service personnel~~ Office of Human Resources Executive Director to  
8 perform the duties set forth in ordinance and such other duties as may be assigned by the board.

9  
10 **Sec. 18-3. - Powers and duties of the ~~career service personnel~~ Office of Human Resources**  
11 **Executive Director.**

12  
13 The ~~career service personnel~~ Office of Human Resources Executive Director shall serve at the  
14 pleasure of the board, shall administer the ~~career service authority~~ Office of Human Resources and  
15 shall be the appointing authority for all employees of the ~~authority~~ Office of Human Resources, except  
16 career service hearing officers and any other appointee serving at the pleasure of the board as  
17 provided in the Charter. The ~~career service personnel~~ Office of Human Resources Executive Director  
18 shall:

19  
20 **Sec. 18-4. - Special provisions for certain employee groups.**

21  
22 (a) *Department of human services employees.* All persons holding career service positions in the  
23 department of human services on January 1, 1999 ("human services employees") shall be retained in  
24 their positions without tests, and shall thereafter be dismissed only in accordance with the ~~personnel~~  
25 ~~rules of the~~ career service rules board. For purposes of leave accrual and layoffs, and so long as they  
26 remain within the department of human services or if they are involuntarily transferred to another  
27 department, human services employees shall have as the effective date of their inclusion in the career  
28 service, the date they began continuous employment under the jurisdiction of the Colorado merit  
29 system council or the Colorado department of personnel. Upon their voluntary transfer to another  
30 department, human services employees shall have as the effective date of their inclusion in the career  
31 service, the date they began continuous employment with the City and County of Denver.

32  
33 (b) *Sheriff employees.*

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
29  
30  
31  
32  
33

(4) All other personnel matters shall continue to be within the power and duties of the career service board, the ~~career service personnel~~ Office of Human Resources Executive Director, and the ~~career service authority~~ Office of Human Resources as set forth in the Charter and in this article I.

**Sec. 18-5. - Annual setting of classifications, pay plans and benefits.**

(c) *Benefits.* Upon the request of the mayor or the city council, the ~~career service personnel~~ Office of Human Resources Executive Director shall survey and recommend changes to employee benefits as necessary to attract and retain a qualified and competent workforce and to maintain the city's policy to provide generally prevailing compensation to employees in the classifications set forth in subsection (a) of this section. The director shall consult with and obtain a recommendation from the employee health insurance committee as provided in division 2 of article VI of this chapter prior to recommending any change to health insurance benefits. The mayor and the city council may accept, reject or modify any benefit recommendation made by the director pursuant to this section.

(d) *Audit of survey methodologies and recommendations.* In 2006 and not less than once every four (4) years thereafter, the mayor shall commission an independent audit of survey methodologies, determinations regarding generally prevailing rates and prevailing practices, and recommendations regarding pay rates and benefits made by the career service board or the ~~career service personnel~~ Office of Human Resources Executive Director in the preceding year. Results of the independent audit shall be provided by the mayor to the city council, the career service board and the ~~career service personnel~~ Office of Human Resources Executive Director.

**Sec. 18-42. - Classification plans and pay schedules.**

(a) Classification plans and pay schedules, and any amendments thereto, shall be approved by the city council by ordinance. Current classification plans and pay schedules for all employees in the career service and for those employees not in the career service as set forth in division 3 of this article II shall be kept and maintained on record in the office of the clerk and recorder and the ~~career service authority~~ Office of Human Resources at all times, and shall be available for public inspection both in person and on-line. Each class title set forth in the classification plans shall be assigned a pay grade corresponding to the pay schedules.

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
29  
30  
31  
32  
33

**Sec. 18-55. - Pay administration.**

Career service rules relating to the pay rate at which an employee may be hired, movement of employees through the pay ranges, and pay differentials shall be applicable to employees and positions not in the career service in the implementation and administration of the classification and pay plans. When the career service rules permit a waiver or exception or require the approval of the ~~career service authority~~ Office of Human Resources, ~~career service personnel~~ Office of Human Resources Executive Director, or career service board, the waiver, exception, or approval shall be the sole responsibility of the employee's appointing authority, and the approval of the ~~career service authority~~ Office of Human Resources, ~~career service personnel~~ Office of Human Resources Executive Director, or career service board shall not be required.

**Sec. 18-57. - New or modified classification and pay plans.**

(a) In cases where a new kind of work is to be performed by an employee not in the career service, and where such work is not provided for in the existing classification and pay plans, the employee's appointing authority shall request a study of such work to be made by the ~~career service authority~~ Office of Human Resources, who shall make findings and recommendations. The career service shall, after consultation with the appointing authority, present its recommendations in the form of an ordinance amending the classification plan to the city council for final approval.

(b) In cases where it is necessary to change the pay grade of an existing class in order to be consistent with changes being made in the classification plan for employees in the career service contained in the classification plan, the ~~career service authority~~ Office of Human Resources shall, after consultation with the appointing authority, make recommendations in the form of an ordinance amending the classification plan to the city council for final approval.

**Sec. 18-58. - Benefits.**

Except as otherwise provided herein, the benefits to be granted employees not in the career service shall be in conformance with this chapter, and in accordance with applicable career service rules. When the career service rules permit a waiver or exception or require the approval of the ~~career~~

1 ~~service authority~~ Office of Human Resources, ~~career service personnel~~ the Office of Human  
2 Resources Executive Director, or the career service board, the waiver, exception, or approval shall be  
3 the sole responsibility of the employee's appointing authority, and the approval of the ~~career service~~  
4 ~~authority~~ Office of Human Resources, ~~career service personnel~~ the Office of Human Resources  
5 Executive Director, or the career service board shall not be required.

6

7 **Sec. 18-71. - Applicability.**

8

9 (b) This division 4 shall apply to employees working for the Denver Health and Hospital Authority  
10 who have elected to remain career service employees according to the personnel services agreement  
11 between the city and the authority dated January 1, 1997, as amended. For any year in which the city  
12 appropriates monies for performance-based incentive payments pursuant to subsection [18-73\(a\)](#) and  
13 authorizes the disbursement of performance-based incentive payments pursuant to [section 18-74](#), the  
14 authority shall likewise provide for performance-based incentive payments to be made to career  
15 service employees working for the authority. In addition, for any year in which the city authorizes the  
16 disbursement of performance recognition bonus payments pursuant to [section 18-76](#), the authority  
17 may likewise provide for performance recognition bonus payments to be made to career service  
18 employees working for the authority. Notwithstanding the provisions of [section 18-74](#) and [18-76](#), the  
19 approval of the mayor shall not be required for (i) any performance-based incentive payments to be  
20 made by the authority; (ii) for performance recognition bonus payments to be made by the authority,  
21 or (iii) for any criteria adopted by the authority for earning such payments. However, the authority shall  
22 comply with any other requirements of this division 4 for such payments, including but not limited to  
23 any requirement for approval by the ~~career service personnel~~ Office of Human Resources Executive  
24 Director. Any performance-based incentive payment or performance recognition bonus made to city  
25 employees working for the authority shall be made from funds of the authority and not of the city, and  
26 shall be paid or reimbursed in the same manner as is provided for the payment or reimbursement of  
27 other wages in the personnel services agreement.

28

29 (c) This division 4 shall apply to career service employees working for the district attorney, clerk  
30 and recorder and auditor; provided, however, the approval of the mayor shall not be required for (i)  
31 the establishment of criteria for earning performance-based incentive pay as provided in subsection  
32 [18-74\(a\)](#); (ii) for performance recognition bonus payments to be made by the authority; nor for (iii) a  
33 determination that performance targets have been met in any fiscal year as provided in subsection [18-](#)

1 [74](#)(e), and instead such approvals shall be given by the district attorney, clerk and recorder and  
2 auditor for their respective offices. The district attorney, clerk and recorder and auditor shall comply in  
3 all other respects with the requirements of this division 4, including but not limited to any requirement  
4 for approval by the ~~career service personnel~~ Office of Human Resources Executive Director.

5

6 **Sec. 18-74. - Standards and procedures for payment of performance incentives.**

7

8 (a) The head of the department or agency shall, prior to January 1 of any fiscal year and subject to  
9 the prior written approval of the mayor and the ~~career service personnel~~ Office of Human Resources  
10 Executive Director, adopt and make available to all employees within his or her department or agency  
11 objective criteria for earning incentive pay within that fiscal year. The head of the department or  
12 agency in the first quarter of each year may propose modifications to the criteria based upon actual  
13 performance for the prior year, subject to the prior written approval of the mayor and the ~~career~~  
14 ~~service personnel~~ Office of Human Resources Executive Director. Any approved amendments to the  
15 criteria shall be made available to all employees within his or her department or agency.

16

17 (e) No incentive payment shall be made, and incentive payments remain discretionary, until  
18 certified by the department or agency head; provided however, that for career service employees  
19 working for the district attorney, clerk and recorder and auditor, incentive payments remain  
20 discretionary and shall not be paid until approved by the district attorney, clerk and recorder and  
21 auditor for their respective offices pursuant to subsection [18-71](#)(c). The process for certification is the  
22 following: the head of the department or agency documents and certifies to the mayor and the ~~career~~  
23 ~~service personnel~~ Office of Human Resources Executive Director that the performance targets  
24 established in accordance with subsections (b) and (c) have been or are projected to be met for the  
25 year, and the mayor and the director have approved the same in writing. The certification by the  
26 appointing authority of the department or agency shall specifically identify all employees eligible to  
27 receive the incentive payment as a result of having met the performance target, and a copy of the  
28 certification shall be provided to the manager of finance.

29

30 **Sec. 18-75. - Procedures for payment of efficiency savings incentives.**

31

32 (b) Either in lieu of or in addition to any incentive payment authorized pursuant to subsection (a) of  
33 this section, the head of any department or agency may also subject to the approval of the mayor and



1 the ~~career service personnel~~ Office of Human Resources Executive Director, authorize the payment of  
2 monies realized from efficiency savings to employees within the department or agency in recognition  
3 of extraordinary performance previously accomplished by employees of that department or agency  
4 when such payments may be made from monies uniquely available to that department or agency  
5 through state or federal grants, when such monies would be lost to the city and the department or  
6 agency if not expended by a date certain, and when such payments do not exceed the total amount of  
7 money previously budgeted and appropriated for expenditure by the department or agency.

8

9 **Sec. 18-97. - Career service board.**

10

11 (b) *Expenses.* The members of the career service board shall be eligible for reimbursement for  
12 travel in accordance with [chapter 20](#), article VIII, division 3 of this code. The necessary expenses  
13 actually incurred by the board in the discharge of their official duties shall be paid by the ~~career~~  
14 ~~service authority~~ Office of Human Resources.

15

16 **Sec. 18-129. - Career service rules.**

17

18 The career service rules shall include provisions implementing this division relating to PTO that shall  
19 apply to all officers and employees covered by this division, including, but not limited to, rules related  
20 to donated leave, approval of leave usage, and debiting leave balances. Career service rules  
21 implementing the PTO leave benefit shall apply to officers and employees not in the career service,  
22 except that when the career service rules permit exceptions with the approval of ~~career service~~  
23 ~~personnel~~ the Office of Human Resources Executive Director, such approval shall be the sole  
24 responsibility of the employee's appointing authority, and the approval of the ~~career service personnel~~  
25 Office of Human Resources Executive Director shall not be required.

26

27 **Sec. 18-136. - Career service rules.**

28

29 The career service rules shall include provisions implementing this division relating to sick and  
30 vacation leave that shall apply to all officers and employees covered by this division, including, but  
31 not limited to rules related to donated leave, approval of leave usage, and debiting leave balances.  
32 Career service rules implementing sick and vacation leave benefits shall apply to officers and

1 employees not in the career service, except that when the career service rules permit exceptions with  
2 the approval of ~~career service personnel~~ the Office of Human Resources Executive Director, such  
3 approval shall be the sole responsibility of the officer's or employee's appointing authority, and the  
4 approval of the ~~career service personnel~~ Office of Human Resources Executive Director shall not be  
5 required.

6

7 **Sec. 18-144. - Career service rules.**

8

9 The career service rules shall include provisions implementing this division relating to holidays insofar  
10 as applicable to employees of the city in positions which are comprised within the career service ~~and~~  
11 ~~the career training service.~~

12

13 **Sec. 18-171. - Definitions.**

14

15 6. *Spousal equivalent* shall mean an adult of the same gender with whom the employee is in an  
16 exclusive committed relationship, who is not related to the employee and who shares basic living  
17 expenses with the intent for the relationship to last indefinitely. A spousal equivalent cannot be related  
18 by blood to a degree which would prevent marriage in Colorado and cannot be married to another  
19 person. An employee claiming a spousal equivalent dependent shall file with the ~~career service~~  
20 ~~authority~~ Office of Human Resources employee benefits section an affidavit of spousal equivalency or  
21 may register as a committed partnership with the clerk's office.

22

23 **Sec. 18-184. - Duties.**

24

25 The employee health insurance committee shall advise the career service board and the ~~career~~  
26 ~~service personnel~~ Office of Human Resources Executive Director of the needs of persons in the  
27 employ of the City and County of Denver for a medical, life, dental, and long-term disability insurance  
28 financed, in whole or in part, by the city and shall make recommendations for instituting, altering,  
29 implementing, financing or terminating such an insurance program.

30

31 **Sec. 18-323. - Extent of tuition, registration or fee refunds.**

32

33 Refunds shall be granted by the ~~career service authority~~ Office of Human Resources for any formal

1 course of study given in or by any accredited school or college, provided that the course is related to  
2 the work of the eligible employee, will enhance promotability within the City and County of Denver,  
3 and is approved by the education refund committee, as well as courses taken by eligible employees to  
4 obtain or maintain any professional certification or license necessary for the performance of the  
5 employee's job. The course must be taken during off-duty hours or while on approved leave. The  
6 amount refunded shall be determined in accordance with rules and regulations promulgated by the  
7 educational refund committee and based on the cost of all courses approved at any one (1) time for  
8 that employee. The eligible employee shall pay for books and other fees or expenses not directly  
9 related to the basic course cost. Additionally, a refund may be granted to reimburse an eligible  
10 employee for a job-related license and/or certification and for the examination fees associated with  
11 acquiring this license and/or certification contingent upon funds being available.

12  
13 **Sec. 18-324. - Educational refund committee.**

14  
15 (a) There is hereby created an educational refund committee, hereinafter referred to as the  
16 "committee," consisting of the ~~career service personnel~~ Office of Human Resources Executive  
17 Director and four (4) members to be appointed by the mayor for three-year terms who shall serve  
18 without compensation. It shall be the duty of this committee to:

19  
20 (4) Review and approve written periodic budget reports from the ~~career service authority~~ Office of  
21 Human Resources related to the education refund program;

22  
23 (5) Act as a final board of review for any disputes relating to the education refund program which  
24 cannot be settled by the ~~career service authority~~ Office of Human Resources.

25  
26 **Sec. 18-325. - Administration.**

27  
28 Program expenditures shall be administered by the ~~career service authority~~ Office of Human  
29 Resources with funds appropriated by the city council. Conditions of eligibility for educational refunds  
30 and other provisions implementing this article shall be in accordance with rules and regulations as  
31 promulgated by the educational refund committee.

32  
33 **Sec. 18-353. - Administration.**

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
29  
30  
31  
32  
33

(a) The ~~career service authority~~ Office of Human Resources will submit a written salary redirection plan to the committee for review. The plan will be effective upon adoption by the committee. The plan may be amended by the committee upon consultation with the department of law, provided that the plan conforms at all times with the requirements of the Internal Revenue Code and any applicable requirements of the Denver Charter and the Revised Municipal Code. The plan will be administered by the ~~career service authority~~ Office of Human Resources, provided however, that ~~career service the~~ Office of Human Resources may designate other individuals or agencies to provide or assist with such administration.

**Sec. 18-363. - Administration.**

(a) The ~~career service authority~~ Office of Human Resources shall submit a written qualified parking plan to the qualified parking committee for review. The qualified parking plan will be effective upon adoption by the qualified parking committee. The plan may be amended by the committee upon consultation with the department of law, provided that the qualified parking plan conforms at all times with the requirements of the Internal Revenue Code and any applicable requirements of the Denver Charter and the D.R.M.C. The qualified parking plan will be administered by the ~~career service authority~~ Office of Human Resources or other individuals or agencies designated by ~~career service authority~~ the Office of Human Resources to administer or to assist ~~career service authority~~ the Office of Human Resources with administration.

**Sec. 18-402. - Definitions.**

(12) (i) The ~~career service authority~~ Office of Human Resources;

**Sec. 18-405. - Retirement board.**

(d) *Advisory committee.*

(1) *Composition.* The advisory committee shall be composed of three (3) members elected by the membership and one (1) member who is appointed by the career service board. At least one (1) elected member must be a retired member of the plan and at least one (1) elected member must be

1 an active member of the plan who has five (5) years or more credited service. The member who is  
2 appointed by the career service board must either be a career service board member or an  
3 administrative staff member of the ~~career service authority~~ Office of Human Resources department.  
4 The term of office for all advisory committee members shall be three (3) years.

5

6 (e) *Executive director.*

7

8 (2) The executive director shall:

9

10 a. Have the authority to employ, supervise and dismiss the employees of the retirement office. All  
11 employees of the retirement office shall be paid salaries comparable to ~~career service authority~~ Office  
12 of Human Resources recommendations for similar job classifications.

13

14 **Sec. 18-411. - Death benefits.**

15

16 (g) *Death of a deferred member.* If a deferred member, employed before July 1, 2011, having such  
17 credited service as required in this article, dies before applying for retirement benefits as provided for  
18 in section 409(e), there shall be paid to the surviving spouse, if living at the time the member reached  
19 or would have reached age fifty-five (55) (the earliest date the member would have been eligible to  
20 receive benefits under this division), a survivor annuity calculated in accordance with this [section 18-](#)  
21 [411](#) for the life of the surviving spouse. If a deferred member, first employed on or after July 1, 2011,  
22 having such credited service as required in this article dies before applying for retirement benefits as  
23 provided for in section 409(e) [of the Internal Revenue Code], there shall be paid to the surviving  
24 spouse, if living at the time the member reached or would have reached age sixty (60) (the earliest  
25 date the member would have been eligible to receive benefits under this division), a survivor annuity  
26 calculated in accordance with this [section 18-411](#) for the life of the surviving spouse. If a member  
27 under this section dies without a surviving spouse, but has children under the age of twenty-one (21)  
28 at the time of death, then any benefit which would have been payable to the member under this  
29 section shall be paid beginning the month following the member's death to the guardian or other legal  
30 representative for the children under age twenty-one (21) at the date of the member's death. For  
31 members first employed before July 1, 2011, the survivor's benefit for children under the age of  
32 twenty-one (21) shall be equal to the sum which the member would have received if the member had  
33 attained the age of fifty-five (55). For members first employed on or after July 1, 2011, the survivor's

1 benefit for children under the age of twenty-one (21) shall be equal to the sum which the member  
2 would have received if the member had attained the age of sixty (60). Monthly benefits shall continue,  
3 unabated, per stirpes, for those children under age twenty-one (21) until the end of the month in which  
4 the youngest child becomes age twenty-one (21), at which time all benefits shall cease. If a member  
5 under this section dies without a surviving spouse and without children under the age of twenty-one  
6 (21), but who during the course of covered employment had a committed partner as that term is  
7 defined in [Section 28-200](#) (sometimes known and cited as Section 200, [Chapter 28](#)) of the Revised  
8 Municipal Code, or had a spousal equivalent as that term is defined in [Section 18-171](#) (sometimes  
9 known and cited as Section 171, [Chapter 18](#)) of the Revised Municipal Code, and submits a copy of  
10 the certified certificate of committed partnership or the affidavit of spousal equivalency previously filed  
11 with the employee benefits section of the ~~career service authority~~ [Office of Human Resources](#) to the  
12 Plan and named the committed partner or spousal equivalent as the member's named beneficiary,  
13 and had not terminated the committed partnership or spousal equivalency and continued to be in the  
14 relationship with the committed partner or spousal equivalent at the time of the member's death, then  
15 there shall be paid to the committed partner or spousal equivalent, if, for members employed before  
16 July 1, 2011, the individual is living at the time the member reached or would have reached age fifty-  
17 five (55), or if, for members first employed on or after July 1, 2011, the individual is living at the time  
18 the member would have reached age sixty (60) (the earliest date the member would have been  
19 eligible to receive benefits under this division), a survivor annuity calculated in accordance with this  
20 [section 18-411](#) for the life of the committed partner. For members employed prior to January 1, 1979,  
21 if there is no surviving spouse or children under the age of twenty-one (21), there shall be paid to the  
22 beneficiary designated by the member, if the beneficiary is living, otherwise to the member's estate,  
23 the amount of accumulated contributions paid by the member to the plan prior to January 1, 1979, if  
24 any, as of the applicable date of death.

25

26 **Section 4.** That section 49-544, D.R.M.C. shall be amended by deleting the language stricken  
27 and adding the language underlined, to read as follows:

28

29 (2) The annual fee for a permit issued under this division 7 shall be one hundred sixty-five dollars  
30 (\$165.00). There shall be an annual increase in the permit fee which increase shall be equal to the  
31 same percentage as the percentage of the average career service wage increase for that year. The  
32 annual increase shall apply on the date the wage survey is completed by the ~~career service authority~~  
33 [Office of Human Resources](#) beginning in 1986.

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
29  
30  
31  
32  
33

**Section 5.** That section 49-549.5, D.R.M.C. shall be amended by deleting the language stricken and adding the language underlined, to read as follows:

(2) b. The annual fee for a permit issued under this division 8 shall be one hundred thirty dollars (\$130.00). There shall be an annual increase in the permit fee which increase shall be equal to the same percentage as the percentage of the average career service ~~authority~~ wage increase for that year. The annual increase shall apply on the date the wage survey is completed by the ~~career service authority~~ Office of Human Resources beginning in 1986.

**Section 6.** That section 49-550.5, D.R.M.C. shall be amended by deleting the language stricken and adding the language underlined, to read as follows:

(2) b. The annual fee for a permit issued under this division 9 shall be eighty-five dollars (\$85.00). There shall be an annual increase in the permit fee which increase shall be equal to the same percentage as the percentage of the average career service ~~authority~~ wage increase for that year. The annual increase shall apply on the date the wage survey is completed by the ~~career service authority~~ Office of Human Resources beginning in 1986.

**Section 7.** That section 54-747, D.R.M.C. shall be amended by deleting the language stricken and adding the language underlined, to read as follows:

The traffic violations bureau shall be in charge of such person as the presiding county judge shall designate in accordance with the ~~requirements~~ policies and procedures of the ~~career service authority~~ Office of Human Resources.

**Section 8.** That section 54-901, D.R.M.C. shall be amended by deleting the language stricken and adding the language underlined, to read as follows:

(a) The presiding judge of the county court shall appoint one (1) or more vehicle impoundment hearing officers to conduct non-judicial administrative vehicle impoundment hearings under the terms of this division. Vehicle impoundment hearing officers shall serve until removed by the presiding judge of the county court pursuant to ~~the career service authority rules~~ policies and procedures of the Office

1 of Human Resources. Vehicle impoundment hearing officers need not have legal training or  
2 experience.

3  
4 COMMITTEE APPROVAL DATE: \_\_\_\_\_, 2012.

5 MAYOR-COUNCIL DATE: \_\_\_\_\_, 2012.

6 PASSED BY THE COUNCIL \_\_\_\_\_ 2012

7 \_\_\_\_\_ - PRESIDENT

8 APPROVED: \_\_\_\_\_ - MAYOR \_\_\_\_\_ 2012

9 ATTEST: \_\_\_\_\_ - CLERK AND RECORDER,  
10 EX-OFFICIO CLERK OF THE  
11 CITY AND COUNTY OF DENVER  
12

13 NOTICE PUBLISHED IN THE DAILY JOURNAL \_\_\_\_\_ 2012; \_\_\_\_\_ 2012

14

15 PREPARED BY: Pete Garritt, HR Supervisor, CSA ; DATE: November 9, 2012

16

17 Pursuant to section 13-12, D.R.M.C., this proposed ordinance has been reviewed by the office of the  
18 City Attorney. We find no irregularity as to form, and have no legal objection to the proposed  
19 ordinance. The proposed ordinance **is not** submitted to the City Council for approval pursuant to §  
20 3.2.6 of the Charter.  
21

21

22

23 Douglas J. Friednash

24 City Attorney

25

26 BY: \_\_\_\_\_, \_\_\_\_\_ City Attorney

27 DATE: \_\_\_\_\_

28