

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

Pledge of Allegiance

Roll Call

Approval of the Minutes

Council Announcements

Presentations

Communications

Proclamations

CP14-0331 A proclamation recognizing America's PrepareAthon! and Denver Day of Action, April 30, 2014.

Sponsored by Councilmember Ortega, Brown, Robb, Faatz, and Brooks.

CP14-0385 A proclamation in recognition of the first annual Denver Mini Maker Faire, May 3-4, 2014.

Sponsored by Councilmembers Kniech, Brown, Faatz, Robb, Montero, Ortega, Brooks, and López.

Resolutions

Land Use, Transportation & Infrastructure

CR14-0310 A resolution amending the Major Encumbrance Permit granted to the West Colfax Business Improvement District to include an additional Encroachment at West Colfax Avenue and Irving Street.

Amends Resolution No. 107, Series of 2011, granted to the West Colfax Business Improvement District to include a monument sign at a new location of West Colfax Avenue and Irving Street in Council District 1. The Committee approved filing this resolution by consent on 4-17-14.

CR14-0316 A resolution laying out, opening and establishing as part of the City street system a parcel of land as a public alley bounded by West 36th Avenue, Vallejo Street, West 37th Avenue and Wyandot Street.

Dedicates a parcel of land as public right-of-way as a public alley bounded by West 36th Avenue, Vallejo Street, West 37th Avenue, and Wyandot Street in Council District 9. The Committee approved filing this resolution by consent on 4-17-14.

CR14-0317 A resolution laying out, opening and establishing as part of the City street system a parcel of land as a public alley bounded by Irving Street, Hooker Street, West 17th Avenue and West 18th Avenue.

Dedicates a parcel of land as public right-of-way as a public alley located between Irving Street, Hooker Street, West 17th Avenue, and West 18th Avenue in Council District 1. The Committee approved filing this resolution by consent on 4-17-14.

CR14-0318 A resolution laying out, opening and establishing as part of the City street system a parcel of land as a public alley bounded by 18th Street, Broadway, Welton Street and Glenarm Place.

Dedicates a parcel of land as public right-of-way as an alley located between 18th Street and Broadway, Welton Street, and Glenarm Place in Council District 9. The Committee approved filing this resolution by consent on 4-17-14.

CR14-0326 A resolution laying out, opening and establishing as part of the City street system a parcel of land as Brighton Boulevard at 3310 Brighton Boulevard.

Dedicates a parcel of land as public right-of-way as Brighton Boulevard located at 3310 Brighton Boulevard in Council District 9. The Committee approved filing this resolution by consent on 4-17-14.

CR14-0327 A resolution laying out, opening and establishing as part of the City street system a parcel of land as a public alley bounded by Shoshone Street, Tejon Street, West 34th Avenue and West 35th Avenue.

Dedicates a parcel of land as public right-of-way as public alley bounded by Shoshone Street, Tejon Street, West 34th Avenue, and West 35th Avenue in Council District 9. The Committee approved filing this resolution by consent on 4-17-14.

Bills for Introduction

Business, Workforce & Sustainability

CB14-0273 A bill for an ordinance approving a proposed Amendatory Agreement between the City and County of Denver and Northeast Denver Housing Center, Inc., to extend the term.

Approves a six-month, no-cost extension of the existing contract with Northeast Denver Housing Center to manage the Lead Based Paint Hazard Control Program through 10-30-14 (GE 11037). The last regularly scheduled Council meeting within the 30-day review period is on 5-19-14. The Committee approved filing this bill by consent on 4-3-14.

CB14-0303 A bill for an Ordinance approving a proposed Amendatory Agreement between the City and County of Denver and New Cingular Wireless PCS, LLC.

Increases the base fee for the Distributed Antenna System (DAS) operated by New Cingular Wireless PCS, LLC in the Convention Center to reflect rates associated with the Company's upgraded equipment which increases City revenues by \$54,657.23 (RC7A005). The last regularly scheduled Council meeting within the 30-day review period is on 5-19-14. The Committee approved filing this bill by consent on 4-17-14.

CB14-0307 A bill for an ordinance approving a proposed Second Amendment to Agreement between the City and County of Denver and Jviation, Inc., related to airfield design services at Denver International Airport.

Approves a one-year, no-cost extension of the current contract with J3 Aviation Consultants, Inc. (Jviation) through 3-31-15 for airfield design services at Denver International Airport (CE 84002). The last regularly scheduled Council meeting within the 30-day review period is on 5-19-14. The Committee approved filing this bill by consent on 4-17-14.

Government & Finance

CB14-0309 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.

Changes the Classification and Pay Plan by adding the classifications 911 Systems Administrator I (625-I) and 911 Systems Administrator II (814-I) with an effective date of 3-31-14. The Committee approved filing this bill by consent on 4-17-14.

CB14-0321 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.

Amends the City employee Classification and Pay Plan by reordering and aligning the pay grades and rates of intern, trainee, and fellow classes to the appropriate pay grade and occupational group. The Committee approved filing this bill by consent on 4-17-14.

CB14-0322 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.

Implements recommendations for 2014 pay range adjustments and pay grade changes for City employees stemming from the recent market analysis. The Committee approved filing this bill at its meeting on 4-16-14.

CB14-0330 A bill for an ordinance to rescind budget from the Council special revenue fund and transfer cash to the capital improvement fund and make an appropriation from capital improvement fund.

Transfers \$20,000 from the Council District 4 Special Revenue Fund 11701-0201103 to Fund 32135 in the Capital Improvement Fund, Department of Parks and Recreation, for the Hutchinson playground project. The Committee approved filing this bill by consent on 4-17-14.

Health, Safety, Education & Services

CB14-0192 A bill for an ordinance approving a proposed Second Amendatory Agreement between the City and County of Denver and Shiloh Home Inc to provide Out-of-Home Placement Services for youth in the custody of the Denver Department of Human Services.

Approves a contract with Shiloh Home, Inc. in the amount of \$818,889.96 through 6-30-15 to provide placements and case management services to children in and out of home care through child welfare (2012-06214-02). The last regularly scheduled Council meeting within the 30-day review period is on 5-19-14. The Committee approved filing this bill by consent on 3-13-14.

CB14-0268 A bill for an ordinance approving the proposed donation and transfer of ownership and responsibility of three twenty-four foot medical surge supply trailers from the Office of Emergency Management and Homeland Security to Denver Health & Hospital Authority (DHHA), Rural Metro Fire, and Englewood Fire Department.

Transfers ownership and responsibility of three 24 foot medical surge supply trailers from the Office of Emergency Management and Homeland Security to Denver Health & Hospital Authority (DHHA), Rural Metro Fire, and Englewood Fire Department. The last regularly scheduled Council meeting within the 30-day review period is on 5-19-14. The Committee approved filing this bill by consent on 4-3-14.

CB14-0286 A bill for an ordinance approving a proposed Second Amendatory Agreement between the City and County of Denver and Lutheran Social Services of Colorado to provide Out-of-Home Placement Services for youth in the custody of Denver Department of Human Services.

Approves a contract with Lutheran Social Services of Colorado in the amount of \$557,055.84 through 6-30-15 to provide placements and case management services to children in and out of home care (2012-07589-02). The last regularly scheduled Council meeting within the 30-day review period is on 5-19-14. The Committee approved filing this bill by consent on 4-10-14.

Land Use, Transportation & Infrastructure

CB14-0266 A bill for an ordinance changing the zoning classification for portions of 2800, 2900 and 3000 blocks of Welton Street.

Approves a rezoning of portions of 2800, 2900 and 3000 blocks of Welton Street from C-MX-3 (Urban Center context, Mixed Use, 3-stories max.) to C-MX-5 (Urban

Center context, Mixed Use, 5-stories max.) 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 4-1-14.

CB14-0306 A bill for an ordinance designating 3241 Lowell Boulevard, the Beth Eden Baptist Church, as a structure for preservation.

Designates 3241 Lowell Boulevard as a structure for preservation in Council District 1. A PUBLIC HEARING WILL BE HELD AT LEAST ONE AFTER PUBLICATION. The Committee approved filing this bill at its meeting on 4-15-14.

CB14-0311 A bill for an ordinance vacating the alley south of 3124 West 20th Avenue, with reservations.

Vacates the alley south of 3124 W. 20th Avenue with reservations in Council District 1. The Committee approved filing this bill by consent on 4-17-14.

CB14-0312 A bill for an ordinance vacating the triangular corner at the intersection of 18th Street and Wewatta Street, without reservations.

Vacates the triangular corner of 18th Street and Wewatta Street without reservations in Council District 9. The Committee approved filing this bill by consent on 4-17-14.

CB14-0314 A bill for an ordinance approving a proposed Purchase Order between the City and County of Denver and Dellenbach Motors, to purchase fourteen Chevrolet Silverado pickups for Denver Parks & Recreation.

Approves a contract with Dellenbach Motors in the amount of \$530,974 to purchase 14 Chevrolet Silverado 1500 pickup trucks for Denver Parks & Recreation (PWOPS0000010363). The last regularly scheduled Council meeting within the 30-day review period is on 5-19-14. The Committee approved filing this bill by consent on 4-17-14.

CB14-0319 A bill for an ordinance approving a Purchase and Sale Agreement to convey City-owned land and storm water detention facilities at approximately 41st Avenue and Ensenada Street to the Green Valley Ranch Metropolitan District.

Conveys City-owned land and storm water detention pond at approximately 41st Avenue and Ensenada Street to Green Valley Ranch Metro District in Council District 11. The last regularly scheduled Council meeting within the 30-day review period is on 5-19-14. The Committee approved filing this bill by consent on 4-17-14.

CB14-0320 A bill for an ordinance designating certain property as being required for public use and authorizing use and acquisition thereof by negotiation or through condemnation proceedings of fee simple and other interests, including any rights and interests related or appurtenant to such property, as needed for the 38th and Blake Station Pedestrian Overpass Project.

Grants the authority to acquire a parcel through negotiated purchase or

condemnation of certain property interests from a property owner as part of the Public Infrastructure (38th & Blake Station) Pedestrian Overpass (Bridge Project) in Council District 9. The Committee approved filing this bill by consent on 4-17-14.

CB14-0324 A bill for an ordinance relinquishing the easements reserved in Ordinance No. 405, Series of 1958, Ordinance No. 2, Series of 1940, Ordinance No. 283, Series of 1956 and Ordinance No. 18, Series of 1918. Relinquishes four easements located along 16th Avenue near Stuart Street, Raleigh Street, and Quitman Street in Council District 1. The Committee approved filing this bill by consent on 4-17-14.

CB14-0325 A bill for an ordinance vacating portions of West 16th Avenue, West 17th Avenue, West Conejos Place and an alley in Block 2 of the Gavin Addition in the South Sloan's Lake Redevelopment Area, with reservations. Vacates a portion of 16th Avenue, a portion of 17th Avenue, a portion of the northerly section of West Conejos, a portion of the southerly section of West Conejos, and Block 2 of Gavin Alley in Council District 1. The Committee approved filing this bill by consent on 4-17-14.

Recap of Bills to be Called Out

Pre-Recess Announcement

It is Council's intent to postpone final consideration of CB14-0245, changing the zoning classification for 2420, 2430, 2442, 2460 and 2462 through 2490 South University Boulevard, with its public hearing to Monday, May 12, 2014. This item is scheduled for a required public hearing this evening after recess. We ask that if you are here to speak to this issue this evening that you return on Monday, May 12, 2014.

Recess

Council Reconvenes and Resumes its Regular Session

Public Hearings - Bills for Final Consideration

Land Use, Transportation & Infrastructure

CB14-0245 A bill for an ordinance changing the zoning classification for 2420, 2430, 2442, 2460 and 2462 through 2490 South University Boulevard.

Approves the rezoning of 2420-2490 S. University Boulevard from G-MX-3 (General Urban Mixed Use Three Story) to G-RX-5 (General Urban Residential Mixed Use Five Story) in Council District 6. A PUBLIC HEARING WILL BE HELD AT LEAST FOUR

WEEKS AFTER PUBLICATION. The Committee approved filing this bill at its meeting on 3-25-14.

Bills for Final Consideration

Business, Workforce & Sustainability

CB14-0278 A bill for an ordinance approving a proposed Donation of Copyright Agreement between the City and County of Denver and Sandra Still-Campbell, to transfer her share of copyright in the works to do with the Clyfford Still Collection to the City.

Approves the donation by Sandra Still-Campbell of her share of the copyright interest in the Clyfford Still artworks (THTRS-201310701). The last regularly scheduled Council meeting within the 30-day review period is on 5-12-14. The Committee approved filing this bill by consent on 4-10-14.

CB14-0279 A bill for an ordinance approving a proposed Donation of Copyright Agreement between the City and County of Denver and Diane Still-Knox, to transfer her share of copyright in the works to do with the Clyfford Still Collection to the City.

Approves the donation by Diane Still-Knox of her share of the copyright interest in the Clyfford Still artworks (THTRS-201310700). The last regularly scheduled Council meeting within the 30-day review period is on 5-12-14. The Committee approved filing this bill by consent on 4-10-14.

Government & Finance

CB14-0250 A bill for an ordinance approving a proposed Purchase and Sale Agreement between the City and County of Denver and Housing Authority of the City and County of Denver, to sell the property located at 2506 West Colfax Avenue, a/k/a 2506 West 14th Avenue.

Approves a purchase and sale agreement between the City & County of Denver and the Housing Authority of the City & County of Denver for the sale of 2506 West 14th Avenue for \$470,000 in Council District 9. The last regularly scheduled Council meeting within the 30-day review period is on 5-12-14. The Committee approved filing this bill by consent on 4-3-14.

CB14-0251 A bill for an ordinance approving a proposed Purchase and Sale Agreement between the City and County of Denver and Housing Authority of the City and County of Denver, to sell the property located at 2534 West Colfax Avenue, a/k/a 2534 West 14th Avenue.

Approves a purchase and sale agreement between the City & County of Denver and the Housing Authority of the City & County of Denver for the sale of 2534 West Colfax Avenue for \$875,000 in Council District 9. The last regularly scheduled Council meeting within the 30-day review period is on 5-12-14. The Committee approved filing this bill by consent on 4-3-14.

Health, Safety, Education & Services

CB14-0193 A bill for an ordinance approving a proposed Second Amendatory Agreement between the City and County of Denver and Cornell Corrections of California, Inc. to provide Out of Home Placement Services for youth in the custody of the department.

Approves a \$541,296 contract with Cornell Corrections of California, Inc. through 6-30-15 to provide placements and case management services to children in and out of home care (2012-05752-02). The last regularly scheduled Council meeting within the 30-day review period is on 5-12-14. The Committee approved filing this bill by consent on 3-13-14.

CB14-0194 A bill for an ordinance approving a proposed Third Amendatory Agreement between the City and County of Denver and The Colorado Coalition For The Homeless to provide temporary housing and services to homeless persons.

Adds \$182,000 to the contract with the Colorado Coalition for the Homeless (for a contract total of \$1,274,131) through 12-31-14 for 40 transitional housing units and case management services to chronic and episodic homeless persons with incomes between 0-30% Area Median Incomes (CE11116-03). The last regularly scheduled Council meeting within the 30-day review period is on 5-12-14. The Committee approved filing this bill by consent on 3-13-14.

CB14-0290 A bill for an ordinance authorizing expenditures in the Human Services Special Revenue Fund based on a letter of intent from United States of America to award funding for the "Emergency Solutions Grant FY14" program.

Approves 50% of the 2014 appropriation from the Emergency Solution Grant (ESG) award based on the Letter of Intent provided by the U.S. Department of Housing and Urban Development in the amount of \$253,792.50. The Committee approved filing this bill by consent on 4-10-14.

Land Use, Transportation & Infrastructure

CB14-0213 A bill for an ordinance approving a proposed Fourth Amendatory Agreement between the City and County of Denver and Professional Service Industries, Inc. for on-call geotechnical professional services.

Amends the on-call agreement with Professional Service Industries, Inc. for geotechnical professional services to extend the term through 9-30-15 and to increase the on-call task order capacity from \$480,000 to \$960,000 (OC01283). The last regularly scheduled Council meeting within the 30-day review period is on 5-12-14. The Committee approved filing this bill by consent on 3-20-14.

CB14-0260 A bill for an ordinance approving a proposed

Intergovernmental Agreement between the City and County of Denver and Regional Transportation District, for the 16th Street Mall Reconstruction Project.

Approves an Intergovernmental Agreement between the Regional Transportation District and the City & County of Denver in the amount of \$1,329,833 in local match funds for the 16th Street Mall Reconstruction Project (PWTRN-201414870-00). The last regularly scheduled Council meeting within the 30-day review period is on 5-12-14. The Committee approved filing this at its meeting on 4-8-14.

CB14-0261 A bill for an ordinance approving a proposed Intergovernmental Agreement between the City and County of Denver and Regional Transportation District, for the 16th Street Mall Transit Lane Paver Maintenance.

Approves an Intergovernmental Agreement between the Regional Transportation District (RTD) and the City & County of Denver in the amount of up to \$300,000 annually for a contract maximum of \$3 million over 10 years for reimbursement of 30% of RTD's costs for transit lane paver maintenance on the 16th Street Mall (PWTRN-201414871-00). The last regularly scheduled Council meeting within the 30-day review period is on 5-12-14. The Committee approved filing this bill at its meeting on 4-8-14.

CB14-0293 A bill for an ordinance vacating a portion of the alley bounded by Clay Street, Bryant Street, West 23rd Avenue and West 24th Avenue, with reservations.

Vacates a portion of the alley running north and south, between Clay Street, Bryant Street, West 23rd Avenue, and West 24th Avenue with reservations in Council District 1. The Committee approved filing this bill by consent on 4-10-14.

CB14-0294 A bill for an ordinance vacating a portion of the alley bounded by Colfax Avenue, 14th Avenue, Downing Street and Corona Street, with reservations.

Vacates the west half of the east/west alley bounded by Colfax Avenue, 14th Avenue, Downing Street, and Corona Street with reservations in Council District 10. The Committee approved filing this bill by consent on 4-10-14.

CB14-0295 A bill for an ordinance approving a proposed Master Purchase Order between the City and County of Denver and Pete Lien & Sons, Inc., to purchase hydrated lime used by the asphalt plant.

Approves a \$1.5 million Master Purchase Order with Pete Lien & Sons for hydrated lime used by the asphalt plant (0812A0414). The last regularly scheduled Council meeting within the 30-day review period is on 5-12-14. The Committee approved filing this bill by consent on 4-10-14.

CB14-0296 A bill for an ordinance approving a proposed Master Purchase Order between the City and County of Denver and Cobitco, Inc., to purchase tack oil used by the patch truck.

Approves a \$1.5 million Master Purchase Order with Cobitco, Inc. for tack oil used by the patch trucks (0812A0214). The last regularly scheduled Council meeting

within the 30-day review period is on 5-12-14. The Committee approved filing this bill by consent on 4-10-14.

CB14-0297 A bill for an ordinance approving a proposed Master Purchase Order between the City and County of Denver and Aggregate Industries-WCR, Inc., to purchase aggregates used by the asphalt plant.

Approves \$10 million Master Purchase Order with Aggregate Industries-WCR for aggregates used by the asphalt plant (0812A0114). The last regularly scheduled Council meeting within the 30-day review period is on 5-12-14. The Committee approved filing this bill by consent on 4-10-14.

CB14-0298 A bill for an ordinance approving a proposed Master Purchase Order between the City and County of Denver and Jebro, Inc., to purchase asphalt binders used by the asphalt plant.

Approves a \$10 million Master Purchase Order with Jebro, Inc. for asphalt binders used by the asphalt plant (0782A0114). The last regularly scheduled Council meeting within the 30-day review period is on 5-12-14. The Committee approved filing this bill by consent on 4-10-14.

CB14-0300 A bill for an ordinance approving a proposed Grant Agreement – Improvement between the City and County of Denver and the Denver Rescue Mission, to provide funding for the construction of the Lawrence Street Community Center.

Approves a \$4,889,739 grant agreement with the Denver Rescue Mission for construction of the Lawrence Street Community Center, related to the downtown tax increment financing project. The last regularly scheduled Council meeting within the 30-day review period is on 5-12-14. The Committee approved filing this at its meeting on 4-8-14.

CB14-0301 A bill for an ordinance approving a proposed Grant Agreement – Acquisition between the City and County of Denver and the Denver Rescue Mission, to provide funding for the purchase of property located at 2222 and 2232 Lawrence Street.

Approves a \$3,666,000 grant agreement from Denver Urban Renewal Authority for tax increment financing to the Denver Rescue Mission for purchase of properties located at 2222 and 2232 Lawrence Street to construct the Lawrence Street Community Center, related to the downtown increment tax financing project. The last regularly scheduled Council meeting within the 30-day review period is on 5-12-14. The Committee approved filing this bill at its meeting on 4-8-14.

Announcement

Dependent upon publication on Monday, May 5, 2014, Council will hold a required CB14-0306, designating 3241 Lowell Boulevard, the Beth Eden Baptist Church, as a structure for preservation. And, on Monday, June 2, 2014, Council will hold a required public hearing on CB14-0266, changing the zoning classification for portions of 2800, 2900 and 3000 blocks of

Welton Street. Any protests against CB14-0266 must be filed with the Council Offices no later than noon on Tuesday, May 27, 2014.

Adjourn

Pending

For 5-5-14

CB14-0199 A bill for an ordinance changing the zoning classification for 12 South Garfield Street.

**Required Public Hearing
Final Consideration**

For 5-5-14

CB14-0154 A bill for an ordinance changing the zoning classification for 3226 West 19th Avenue.

**Required Public Hearing
Final Consideration**

For 5-5-14

CB14-0155 A bill for an ordinance changing the zoning classification for 1205 to 1275 Osage Street.

**Required Public Hearing
Final Consideration**

For 5-12-14

CB14-0267 A bill for an ordinance changing the zoning classification for 4300 Warren Avenue and 4275 Iliff Avenue.

**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