

## City Council of Monday, April 09, 2012

# 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 M. Bergquist..... Director  
Kelly Velez..... Council Secretary

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**\*\*WEB ACCESS\*\***

**Live video and archives may be  
accessed at**

**<http://www.denvergov.org/citycouncil>**

**\*\*REMINDER\*\***

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

### **MEETING ASSISTANCE NOTICE - AMERICANS WITH DISABILITIES ACT**

The Council Chambers has listening devices for the hearing impaired; request a device from the Council Secretary. The City can provide sign language interpretation for persons attending City Council meetings. If you need sign language interpretation, please contact Lorrie Kosinski at TTY 720-913-8484 at least 72 hours in advance.

### **CITY COUNCIL AGENDA**

The City Council agenda and meeting schedule are made available for public review during normal business hours at Denver City Council, 1437 Bannock St., Rm. 451, on Thursday afternoons prior to the regularly scheduled meeting on Monday. The agenda packet is also posted on the City Council website. Questions on agenda items may be directed to the Denver City Council at 720-865-9534.

### **AUDIO/VIDEO ACCESS TO CITY COUNCIL MEETINGS**

City Council meetings are televised live on cable TV Channel 8, and can be viewed via live or archived web cast at <http://www.denvergov.org/citycouncil>. DVD recordings of meetings are available at the Central Library or at the Clerk and Recorder's Office.

### **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 09, 2012 5:30 PM

## **Pledge of Allegiance**

## **Roll Call**

## **Approval of Minutes of Monday, April 2, 2012**

## **Council Announcements**

## **Presentations**

## **Communications**

## **Proclamations**

**CP12-0270 A proclamation honoring J. Erik Dyce on the occasion of his retirement.**

**Sponsored by Councilmembers Lehmann, López, Brooks, Brown, Faatz, Herndon, and Robb.**

## **Resolutions**

### **Health, Safety, Education & Services**

**CR12-0208 A resolution approving the Mayor's reappointments to the Denver Preschool Program Board of Advisors. (HEALTH, SAFETY, EDUCATION & SERVICES)**

Approves the Mayoral reappointments of Betty Cde Baca, Mike Yankovich, Geraldine Grimes, Lee Reichert and Stephen Vogler to the Denver Preschool Program Board of Advisors for terms effective immediately and expiring on March 12, 2015 or until a successor is duly appointed. The Committee approved filing this resolution by consent on 3-29-12

**CR12-0209 A resolution approving the Mayor's reappointments and appointment to the Denver Preschool Program Board of Directors. (HEALTH, SAFETY, EDUCATION & SERVICES)**

Approves the Mayoral reappointments of Councilman Albus Brooks and Gloria Higgins and the appointment of Alicia Economos to the Denver Preschool Program Board of Directors for terms effective immediately and expiring on March 12, 2015 or until a successor is duly appointed. The Committee approved filing this

resolution by consent on 3-29-12

**CR12-0210 A resolution approving the Mayor's appointment to the Community Corrections Board. (HEALTH, SAFETY, EDUCATION & SERVICES)**

Approves the Mayoral appointment of Timothy Hand to the Community Corrections Board for a term effective immediately and expiring on June 30, 2013 or until a successor is duly appointed. The Committee approved filing this resolution by consent on 3-29-12

**CR12-0224 A resolution approving the Mayor's reappointment and appointments to the Public Nuisance Abatement Oversight Committee. (HEALTH, SAFETY, EDUCATION & SERVICES)**

Approves the Mayoral reappointment of Jennifer Kustok and the appointments of Anthony Thomas, Kathleen Wells, Frank Schultz, and Andrew Feinstein to the Public Nuisance Abatement Oversight Committee for terms effective immediately and expiring on April 30, 2015 or until a successor is duly appointed. The Committee approved filing this resolution by consent on 3-29-12

**Land Use, Transportation & Infrastructure**

**CR12-0211 A resolution laying out, opening and establishing as part of the city street system a certain parcel of land as W. Evans Avenue at its intersection with S. Broadway. (LAND USE, TRANSPORTATION & INFRASTRUCTURE)**

Dedicates two parcels of city owned land as part of the public right-of-way of W. Evans at its intersection with S. Broadway in Council District 7. The Committee approved filing this resolution by consent on 3-29-12.

**CR12-0212 A resolution laying out, opening and establishing as part of the city street system a certain parcel of land as S. Broadway at its intersection with W. Evans. (LAND USE, TRANSPORTATION & INFRASTRUCTURE)**

Dedicates five parcels of city owned land as part of the public right-of-way of Broadway at its intersection with Evans in Council District 7. The Committee approved filing this resolution by consent on 3-29-12.

**CR12-0213 A resolution laying out, opening and establishing as part of the city street system a certain parcel of land as E. Alameda Avenue near its intersection with S. Milwaukee Street. (LAND USE, TRANSPORTATION & INFRASTRUCTURE)**

Dedicates a parcel of land as public right-of-way of Alameda near Milwaukee in Council District 6. The Committee approved filing this resolution by consent on 3-29-12.

**CR12-0214 A resolution laying out, opening and establishing as part of the**

**city street system a certain parcel of land as N. Tower Road between 52nd Avenue and 60th Avenue. (LAND USE, TRANSPORTATION & INFRASTRUCTURE)**

Dedicates city owned land as public right-of-way of Tower Road between 52nd Ave. and 60th Ave. in Council District 11. The Committee approved filing this resolution by consent on 3-29-12.

**CR12-0215 A resolution accepting and approving the plat of Denargo Market Subdivision Filing No. 2. (LAND USE, TRANSPORTATION & INFRASTRUCTURE)**

Accepts the subdivision plat for Denargo Market Subdivision Filing No. 2 in Council District 9. The Committee approved filing this resolution by consent on 3-29-12.

**CR12-0234 A resolution accepting and approving the plat of Stapleton Filing No. 38. (LAND USE, TRANSPORTATION & INFRASTRUCTURE)**

Approves Stapleton Filing No. 38, a replat of a portion of Filing No. 24, at 21st Ave. and Trenton in Council District 11. The Committee approved filing this resolution by consent on 3-29-12.

**CR12-0237 A resolution laying out, opening and establishing as part of the city street system a certain parcel of land as E. 11th Avenue at its intersection with N. Tamarac Street. (LAND USE, TRANSPORTATION & INFRASTRUCTURE)**

Dedicates a parcel of land as public right-of-way of E. 11th Ave. at its intersection with N. Tamarac in Council District 5. The Committee approved filing this resolution by consent on 3-29-12.

**CR12-0238 A resolution laying out, opening and establishing as part of the city street system a certain parcel of land as Curtis Street at its intersection with 5th Street. (LAND USE, TRANSPORTATION & INFRASTRUCTURE)**

Dedicates a parcel of land as public right-of-way of Curtis St. at its intersection with 5th St. in Council District 9. The Committee approved filing this resolution by consent on 3-29-12.

**CR12-0239 A resolution laying out, opening and establishing as part of the city street system a certain parcel of land as S. Colorado Boulevard between Mississippi Avenue and Louisiana Avenue. (LAND USE, TRANSPORTATION & INFRASTRUCTURE)**

Dedicates a parcel of land as public right-of-way of S. Colorado Blvd. between Mississippi and Louisiana in Council District 6. The Committee approved filing this resolution by consent on 3-29-12.

**Denver 14th Street General Improvement District Board of Directors**

**CR12-0235 A resolution by the Council of the City and County of Denver, sitting ex officio as the Board of Directors of the Denver 14th Street General Improvement District, approving an amendment to the 2011 Budget.**

**Adds \$53,636 to the 2011 budget of the Denver 14th Street General Improvement District budget to accept a capital contribution from a District property owner. The Committee approved filing this resolution by consent on 3-29-12.**

## **Bills for Introduction**

### **Business, Workforce & Sustainability**

**CB12-0202 A bill for an ordinance approving a proposed Purchase Order between the City and County of Denver and Daktronics, Inc., for a modular LED display. (BUSINESS, WORKFORCE & SUSTAINABILITY)**

Approves a \$966,656 purchase of a modular LED display (video board) for events at Red Rocks Amphitheatre and the Denver Coliseum from Daktronics, Inc. The last regularly scheduled Council meeting within the 30-day review period is on 4-30-12. The Committee approved filing this bill by consent on 3-22-12.

**CB12-0240 A bill for an ordinance approving a proposed Agreement between the City and County of Denver and Colorado Coalition for the Homeless, to provide rental assistance and security deposits. (BUSINESS, WORKFORCE & SUSTAINABILITY)**

Approves a \$850,000 contract with the Colorado Coalition for the Homeless for its Tenant Based Rental Assistance program providing rental assistance and security deposits for 95 eligible households. The last regularly scheduled Council meeting within the 30-day review period is on 4-30-12. The Committee approved filing this bill by consent on 3-29-12.

### **Government & Finance**

**CB12-0186 A bill for an ordinance approving a proposed Fourth Amendatory Agreement by and between the City and County of Denver and TrustWave Holdings, Inc. (GOVERNMENT & FINANCE )**

Adds \$300,000 to and extends the contract with TrustWave for two terms for services to validate City compliance with Payment Card Industry Data Security Standard (PCI DSS) for its credit card and related programs. The last regularly scheduled Council meeting within the 30-day review period is on 4-30-12. This bill was approved for filing by consent on 3-15-12.

**CB12-0203 A bill for an ordinance approving a proposed Master Purchase Order between the City and County of Denver and Pitney Bowes Presort Services, Inc., for first class presort mailing and other mailing services. (GOVERNMENT & FINANCE)**

Approves an estimated \$1.5 million annual master purchase order (actual costs based on volume) for up to five years with Pitney Bowes Presort Services, Inc. for daily pickup, presort and postal drop off services with the City receiving a discounted postage rate for presorted mail. The last regularly scheduled Council meeting within the 30-day period is on 4-30-12. The Committee approved filing this bill by consent on 3-22-12.

**CB12-0221 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. (GOVERNMENT & FINANCE)**

Consolidates Art, Design, Recreation, Media, and Entertainment and General Support Services occupational groups within the City's Classification and Pay Plan per recommendations of a 2011 external audit of the CSA Pay Survey methodology. The Committee approved filing this bill by consent on 3-29-12.

**CB12-0222 A bill for an ordinance approving a proposed Master Purchase Order between the City and County of Denver and Municipal Emergency Services, Inc., for self contained breathing apparatus for Denver Front Range First Responders. (GOVERNMENT & FINANCE)**

Approves a \$10 million purchase order from Municipal Emergency Services, Inc. for Self Contained Breathing Apparatus for the Denver Front Range First Responders. The last regularly scheduled Council meeting within the 30-day review period is on 4-30-12. The Committee approved filing this bill by consent on 3-29-12.

**CB12-0223 A bill for an ordinance making appropriations from the Environmental Services Enterprise Fund and authorizing the transfer of cash from the Environmental Capital Service Fund to the Underground Storage Tanks Fund. (GOVERNMENT & FINANCE)**

Appropriates \$1,448,993.19 to the Environmental Services Enterprise Fund Capital Project Fund (78400) to enable and complete a cash transfer and appropriation to the Underground Storage Tank Subfund. The Committee approved filing this bill at its meeting on 3-28-12.

**CB12-0225 A bill for an ordinance approving a proposed Agreement by and between the City and County of Denver and Burst Communications, Inc. (GOVERNMENT & FINANCE)**

Approves a \$1,168,781 contract with Burst Communication to purchase and install new high-definition video/audio/lighting/networking systems for Channel 8 using Comcast PEG funds at the new Denver 8 Media Services facility in the City & County Building. The last regularly scheduled Council meeting within the 30-day review period is on 4-30-12. The Committee approved filing this bill by consent on 3-29-12.

**CB12-0227 A bill for an Ordinance approving the 2012 Eco Pass Amendatory Agreement with the Regional Transportation District (RTD) to clarify the City and County of Denver's maximum payment obligation under the Agreement. (GOVERNMENT & FINANCE )**

Corrects the total amount in one of two references to the total contract in the previously approved 2012 Eco Pass Agreement providing discounted Eco pass decals to eligible city employees. The last regularly scheduled Council meeting within the 30-day review period is on 4-30-12. The Committee approved filing this bill by consent on 3-29-12.

### **Health, Safety, Education & Services**

#### **CB12-0219 A bill for an ordinance approving a First Amendment to Intergovernmental Agreement to provide fire protection services to the City of Sheridan. (HEALTH, SAFETY, EDUCATION & SERVICES)**

Amends the Intergovernmental Agreement with the City of Sheridan to transfer fire protection services - plan review, fire safety inspections, and licenses - to the Denver Fire Department (#RC-03020-01). The last regularly scheduled Council meeting within the 30-day review period is on 4-30-12. The Committee approved filing this bill by consent on 3-29-12

### **Land Use, Transportation & Infrastructure**

#### **CB12-0216 A bill for an ordinance approving a proposed Second Amendatory Agreement between the City and County of Denver and Jacobs Investments, LLC, d/b/a Colorado Boring Co., to add additional funds and extend the term for one additional year. (LAND USE, TRANSPORTATION & INFRASTRUCTURE)**

Approves a second amendment to the on-call directional boring contract with Jacobs Investments LLC dba Colorado Boring to add \$750,000, for a new maximum amount of \$1,950,000, and add one year to the term. The last regularly scheduled Council meeting within the 30-day review period is on 4-30-12. The Committee approved filing this bill by consent on 3-29-12.

#### **CB12-0233 A bill for an ordinance designating certain properties as being required for public use and authorizing use and acquisition thereof by negotiation or through condemnation proceedings of fee, easement and other interests, including any rights and interests related or appurtenant to properties as needed for the Peoria Crossing Grade Separation Project. (LAND USE, TRANSPORTATION & INFRASTRUCTURE)**

Grants authority to acquire property interest in 22 properties for easements, access, and construction of temporary and permanent improvements as part of the Peoria/Smith Road Grade Separation Project. The Committee approved filing this bill at its meeting on 3-27-12.

#### **CB12-0236 A bill for an ordinance approving a proposed Purchase Order between the City and County of Denver and Pierce Manufacturing Inc., for two velocity pumper trucks and one aerial ladder truck. (LAND USE, TRANSPORTATION & INFRASTRUCTURE)**

Approves a \$1,666,437 Master Purchase Order with Pierce Manufacturing

Incorporated for a velocity pumper truck and an aerial ladder truck as replacement equipment. The last regularly scheduled Council meeting within the 30-day review period is on 4-30-12. The Committee approved filing this bill by consent on 3-29-12.

## **Recap of Bills to be Called Out**

### **Recess**

## **Council Reconvenes and Resumes its Regular Session**

### **Bills for Final Consideration**

#### **Government & Finance**

**CB12-0195 A bill for an ordinance approving a proposed Master Purchase Order between the City and County of Denver and Morning Pride Manufacturing LLC dba Honeywell First Responder Products. (GOVERNMENT & FINANCE)**

Approves a \$1.5 million master purchase order with Honeywell First Responder Products for turnout coats and pants (bunker gear) for the Denver Fire Department. The last regularly scheduled Council meeting within the 30-day review period is on 4-23-12. The Committee approved filing this bill by consent on 3-22-12.

#### **Health, Safety, Education & Services**

**CB12-0021 A bill for an ordinance approving the grants access to C.G.R.S., Inc., a contractor for the Colorado Division of Oil and Public Safety, to conduct remediation operations at the City-owned leaking underground storage tank site located at 4306 S. Wolff Street utilizing money available from the OPS reimbursement fund program. (HEALTH, SAFETY, EDUCATION & SERVICES)**

Grants access to C.G.R.S., Inc. a contractor for the Colorado Division of Oil and Public Safety (OPS), to conduct remediation operations at the City-owned leaking underground storage tank site located at 4306 S. Wolff Street utilizing money available from the OPS reimbursement fund program. This is a no-cost access agreement. The last regularly scheduled Council meeting within the 30-day review period is on 4-23-12. The Committee approved filing this bill by consent on 1-5-12.

**CB12-0166 A bill for an ordinance authorizing expenditures in the General Government Special Revenue Fund based on a letter of intent from United States of America to award funding for the "Head Start Grant FY 2012-13" program. (HEALTH, SAFETY, EDUCATION & SERVICES)**

Approves the initial budget setup in the amount of \$4,230,496 for the Head Start



program year July 1, 2012 through June 30, 2013. The Committee approved filing this bill by consent on 3-22-12.

**CB12-0200 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 of America concerning the "Ryan White Part A FY12" program and the funding therefor. (HEALTH, SAFETY, EDUCATION & SERVICES)**

Accepts the Formula & Supplemental Ryan White HIV/AIDS Treatment Extension Act of 2009 Part A funds for the Denver Metropolitan Area in the amount of \$7,540,660 from the Health Resources & Services Administration (ENVHL-201204934-00). The last regularly scheduled Council meeting within the 30-day review period is on 4-23-12. The Committee approved filing this bill by consent on 3-22-12.

**Land Use, Transportation & Infrastructure**

**CB12-0149 A bill for an ordinance approving a proposed Master Purchase Order between the City and County of Denver and Albert Frei & Sons, Inc. (LAND USE, TRANSPORTATION & INFRASTRUCTURE)**

Approves a \$2 million per year, 3-year (renewable annually) Master Purchase Order with Albert Frei and Sons for paving materials for the Street Maintenance Paving Program. The last regularly scheduled Council meeting within the 30-day review period is on 4-23-12. The Committee approved filing this bill by consent on 3-1-12.

**Adjourn**

**Pending**

**CB12-0201 A bill for an ordinance changing the zoning classification of 2765 South Federal Boulevard to a Planned Unit Development District.**

**CB12-0165 A bill for an ordinance amending the Denver Zoning Code to modify the standards for attached garages.**

**CB12-0194 A bill for an ordinance changing the zoning classification for 3198 Blake Street.**

Bills Pending 4/23/2012					
CB #	Committee	Status	Description	Continued From	Hearing
CB12-0165	LAND USE, TRANSPORTATION	Final Consid.	A bill for an ordinance amending	3/6/2012 3/13/2012	YES

	& INFRASTRUCTURE		the Denver Zoning Code to modify the standards for attached garages.	3/27/2012	
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Bills Pending 4/30/2012					
CB #	Committee	Status	Description	Continued From	Hearing
CB12-0194	LAND USE, TRANSPORTATION & INFRASTRUCTURE	Final Consid.	A bill for an ordinance changing the zoning classification for 3198 Blake Street.	3/13/2012 3/20/2012 3/27/2012	YES
CB12-0201	LAND USE, TRANSPORTATION & INFRASTRUCTURE		A bill for an ordinance changing the zoning classification of 2765 South Federal Boulevard to a Planned Unit Development District.	3/20/2012 3/27/2012 4/2/2012	NO