

## City Council of Monday, September 26, 2011

# 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  
Lauri Dannemiller..... Director  
Kelly Velez..... Council Secretary

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

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

### **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 720-865-9534.

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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, September 26, 2011 5:30 PM

## **Pledge of Allegiance**

## **Roll Call**

## **Approval of Minutes of Monday, September 19, 2011**

## **Council Announcements**

## **Presentations**

## **Communications**

## **Proclamations**

**CP11-0696 A proclamation in support of City Year Denver's School-Based Model in Denver Public Schools.**

**Sponsored by Councilmembers Herndon, Brown, Brooks, Robb, and Susman.**

**CP11-0699 A proclamation in appreciation and acknowledgment of Alan Robert Ochsenbein on the occasion of his retirement from the City and County of Denver.**

**Councilmembers Faatz, Susman, Brown, Robb, López, Herndon, Montero, Ortega, and Lehmann.**

## **Resolutions**

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

**CR11-0649 A resolution approving the Mayor's appointment to the Regional Emergency Medical and Trauma Council. (HEALTH, SAFETY, EDUCATION & SERVICES)**

Approves the Mayoral appointment of W. Scott Field to the Regional Emergency Medical & Trauma Council effective immediately and for a term expiring December 31, 2011. The Committee approved filing this resolution by consent on 8-15-11.

**CR11-0650 A resolution approving the Mayor's reappointments and appointments to the Denver American Indian Commission. (HEALTH, SAFETY, EDUCATION & SERVICES)**

Approves the Mayoral reappointments of Matthew Barkhouse, Bellerena Begaii, Steven Lee, Crystal Loudhawk-Hedgepeth, and Ruth Montoya Starr, and the appointments of Maymangwa Flying Earth and Tanya McElfresh to the Denver American Indian Commission for terms effective immediately and expiring July 11, 2013. The committee approved filing this resolution by consent on 9-15-11.

**CR11-0660 A resolution approving the Mayor's appointments to the Advisory Commission on Youth. (HEALTH, SAFETY, EDUCATION & SERVICES)**

Approves the Mayoral appointments to the Advisory Commission on Youth for the adult commissioners of Jamie Villarreal, Lisa Pittari, Shane Wright, Martin Zimmerman, Olukemi Akinboyewa, and Robert Franklin, II, and the youth commissioners of Samuel Ramos, Wah Shee, Tala Moore, Davy Nguyen, and Ulysses Estrada for terms effective immediately and expiring August 31, 2014. The committee approved filing this resolution by consent on 9-15-11.

**CR11-0695 A resolution authorizing and approving the expenditure and payment from the appropriation account designated "liability claims," the sum of Thirty Thousand Dollars (\$30,000.00), payable to ROHIT MUKHERJEE and ALAN G. MOLK, Esq., in full payment and satisfaction of all claims in Case No. 10-cv-02304-REB-BNB, in the United States District Court for the District of Colorado. (HEALTH, SAFETY, EDUCATION & SERVICES)**

Settles a claim involving the Police Department. This resolution was approved for filing at the Mayor-Council meeting on 9-13-11.

**Land Use, Transportation & Infrastructure**

**CR11-0648 A resolution granting a revocable permit to N.P. Bank Lofts Associates, L.P. to encroach into the right-of-way with various items at 818 17th St. (LAND USE, TRANSPORTATION & INFRASTRUCTURE)**

Grants a revocable permit to N.P. Bank Lofts Associates to encroach into the public right-of-way with one awning and two support poles at 817 17th St., the Magnolia Ballroom Hotel entrance, in Council District 8. The Committee approved filing this resolution by consent on 9-15-11.

**Special Issues: Redistricting**

**CR11-0661 A resolution establishing principles and procedures for developing a plan for redrawing the boundaries of Council Districts within the City and County of Denver. (REDISTRICTING)**

Adopts principles and procedures for changing the Council District boundaries based on the 2010 U.S. Census data. The Committee approved filing this resolution at its meeting on 9-12-11.

**Bills for Introduction**

## **Government & Finance**

**CB11-0530 A bill for an Ordinance approving a three-year contract with Waste Management of Colorado, Inc. to provide trash services for City operated facilities in the amount of \$625,000. (GOVERNMENT & FINANCE)**

Approves a three-year contract with Waste Management of Colorado, Inc. to provide trash services (dumpsters and power washing) for City operated facilities in the amount of \$625,000. The last regularly scheduled Council meeting within the 30-day review period is on 10-17-11. The Committee approved filing this bill by consent on 7-21-11.

**CB11-0644 A bill for an ordinance approving a proposed Amendatory Agreement between the City and County of Denver and Accela, Incorporated to purchase Crystal Reports Server OEM Embedded Licenses and associated maintenance and support. (GOVERNMENT & FINANCE)**

Adds \$25,000 to the contract with Accela Automation for additional Crystal Reports Server OEM Embedded Licenses (\$20,000) and associated maintenance and support (\$5,000) so users including Permitting, Inspections, and Plan Review can access and make reports from their database. The last regularly-scheduled Council meeting within the 30-day review period is on 10-17-11. The Committee approved filing this bill by consent on 9-15-11.

**CB11-0677 A bill for an ordinance amending Section 18-173 of Chapter 18, of the Revised Municipal Code, changing the City's percentage contribution towards the monthly premiums for the medical insurance plans. (GOVERNMENT & FINANCE)**

Amends Section 18-173 of Chapter 18, of the Revised Municipal Code, to change the City's percentage contribution towards monthly premiums for employee medical insurance plans. The Committee discussed this bill in Committee on 9-14-11 and approved filing it by consent on 9-15-11.

**CB11-0678 A bill for an ordinance amending Section 18-175 of Chapter 18, of the Revised Municipal Code, changing the City's percentage contribution toward the monthly premiums for the dental insurance plans. (GOVERNMENT & FINANCE)**

Outlines City contributions towards 2012 employee dental benefit plans. The Committee discussed this bill at its meeting on 9-14-11 and approved filing this bill by consent on 9-15-11.

**CB11-0681 A bill for an Ordinance approving a proposed purchase by the City and County of Denver of insurance coverage from Kaiser Permanente Health Plan of Colorado, United Healthcare, Standard Insurance Company of Colorado, Inc., Delta Dental and Anthem Blue Cross and Blue Shield. (GOVERNMENT & FINANCE)**

Approves purchase of 2012 employee benefits per the recommendations from the Career Service Authority and the Employee Health Insurance Advisory Committee

to reflect the new vision carrier, outline premiums and copay, and offer two new deductible/coinsurance plans, the United Health Care Navigate plan and the Kaiser Deductible HMO plan. The last regularly scheduled Council meeting within the 30-day review period is on 10-17-11. The Committee approved filing this bill at its meeting on 9-14-11.

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

### **CB11-0546 A bill for an ordinance changing the zoning classification of 7995 E. Hampden Ave. 7785 E. Hampden Ave. and a portion of 7777 E. Hampden Ave. (LAND USE TRANSPORTATION AND INFRASTRUCTURE)**

Changes the zoning classification of 7777, 7785 and 7995 E. Hampden from B-1 to S-MX-5 in Council District 4. PUBLIC HEARING AT LEAST FOUR WEEKS FOLLOWING PUBLICATION. The Committee approved filing this bill at its meeting on 7-26-11.

### **CB11-0621 A bill for an ordinance approving a proposed Second Amendatory Professional Services Agreement between the City and County of Denver and Jacobs Project Management Co. (LAND USE, TRANSPORTATION & INFRASTRUCTURE)**

Amends the project management contract with Jacobs Project Management Co. to add the 14th Street improvement projects, establish the ability to add additional City projects as needed, and to extend the term to June 1, 2013, at no additional cost. The last regularly scheduled Council meeting within the 30-day review period is on 10-17-11. The Committee approved filing this bill by consent on 9-1-11.

### **CB11-0629 A bill for an ordinance approving a proposed Second Amendatory Agreement between the City and County of Denver and Oz Architecture of Denver, Inc., for on-call architectural and engineering services. (LAND USE, TRANSPORTATION & INFRASTRUCTURE)**

Amends the on-call agreement with Oz Architecture for architectural and engineering services to increase the maximum contract amount from \$960,000 to \$1,440,000 without extending the current term beyond May 31, 2012. The last regularly scheduled Council meeting within the 30-day review period is on 10-17-11. The Committee approved filing this bill by consent on 9-1-11.

### **CB11-0646 A bill for an ordinance approving an amendatory agreement between Tsiouvaras Simmons Holderness and the City & County of Denver to provide design construction services. (LAND USE, TRANSPORTATION & INFRASTRUCTURE)**

Amends the contract with Tsiouvaras Simmons Holderness for professional design engineering services on the S. Broadway reconstruction project between Iowa and Wesley to add 18 months to the term and add \$298,004, for a new total of \$2,695,364, in Council District 7. The last regularly scheduled Council meeting within the 30-day review period is on 10-17-11. The Committee approved filing this bill by consent on 9-15-11.

**CB11-0647 A bill for an ordinance approving a proposed Amendatory Agreement between the City and County of Denver and SiteWise, LLC, for locating underground utilities as needed for various projects in the City. (LAND USE, TRANSPORTATION & INFRASTRUCTURE)**

Amends the on-call contract with SiteWise for locating underground utilities as needed for various projects in the City to extend it for two years, per contract provision, and increase the contract capacity from \$300,000 to \$600,000. The last regularly scheduled Council meeting within the 30-day review period is on 10-17-11. The Committee approved filing this bill by consent on 9-15-11.

**CB11-0659 A bill for an ordinance authorizing a Permanent Easement to the Denver Water Board for use of City owned land located at the southeast corner of Monaco and Jewell Avenue to maintain a rectifier facility for the Conduit #29 water line. (LAND USE, TRANSPORTATION & INFRASTRUCTURE)**

Grants a permanent easement for Denver Water Board to install a rectifier to maintain heat in the line on City-owned land at the southeast corner of Monaco and Jewell in Council District 6. The last regularly scheduled Council meeting within the 30-day period is on 10-17-11. The Committee approved filing this bill by consent on 9-15-11.

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

### **Pre-Recess Announcement**

**No protests were filed in the following districts: East 13th Avenue Pedestrian Mall, Tennyson Street II Pedestrian Mall, Expanded Greektown Pedestrian Mall, Golden Triangle Pedestrian Mall, West 38th Avenue II Pedestrian Mall, and the 32nd and Lowell Pedestrian Mall. No hearings are required and the assessments are approved.**

### **Recess**

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

### **Bills for Final Consideration**

#### **Government & Finance**

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

**CB11-0535 A bill for an ordinance approving a proposed Agreement between the City and County of Denver and the University of Colorado Denver d/b/a Addiction Research and Treatment Services, for residential**

**and non-residential community corrections services. (HEALTH, SAFETY, EDUCATION & SERVICES)**

Approves an agreement between the University of Colorado Health Sciences Center - Addiction Research and Treatment Services Peer I and Haven in the amount of \$4,080,239.76 for residential and non-residential community corrections services. The last regularly scheduled Council meeting within the 30-day review period is on 10-10-11. The Committee approved filing this bill by consent on 7-21-11.

**CB11-0612 A bill for an ordinance approving a proposed Amendatory Agreement between the City and County of Denver and the Mental Health Center of Denver to provide DARTT services to clients in Drug Court. (HEALTH, SAFETY, EDUCATION & SERVICES)**

Amends the existing agreement with the Mental Health Center of Denver to add \$401,866 from the federal Substance Abuse Mental Health Services Administration (SAMHSA) grant for DARTT services to Drug Court clients. The last regularly scheduled Council meeting within the 30-day review period is on 10-10-11. The Committee approved filing this bill at its meeting on 8-23-11.

**Land Use, Transportation & Infrastructure**

**CB11-0603 A bill for an ordinance approving a proposed Second Amendatory Agreement between the City and County of Denver and the Regents of the University of Colorado, a body corporate, for and on behalf of the University of Colorado, Denver to provide student interns on an on-call basis for work in the Engineering Division of the Public Works Department. (LAND USE, TRANSPORTATION & INFRASTRUCTURE)**

Amends the agreement with the University of Colorado at Denver to provide on-call student interns for work in the Engineering Division of the Public Works Department. The last regularly scheduled Council meeting within the 30-day review period is on 10-10-11. Committee approved filing this bill by consent on 8-25-11.

**CB11-0631 A bill for an ordinance approving an agreement between K.E.C.I. Colorado, Inc. and the City & County of Denver for Phase II of the 2011 On Call Structural and Safety Repairs Project. (LAND USE, TRANSPORTATION & INFRASTRUCTURE)**

Approves a \$788,663, 18-month contract with K.E.C.I Colorado for on-call structural and safety repairs to bridges and viaducts. The last regularly scheduled Council meeting within the 30-day review period is on 10-10-11. The Committee approved filing this bill by consent on 9-1-11.

**Announcement**

**Dependent upon publication there will be a public hearing on CB11-0546, changing the zoning classification of 7995 E. Hampden Ave., 7785 E. Hampden Ave. and a portion of 7777 E. Hampden Ave. on Monday, October**

**24, 2011. Any protests against CB11-0546 must be filed with the Council Office no later than Monday, October 17, 2011.**

## **Adjourn**

## **Pending**

**CB11-0283 A bill for an ordinance vacating a portion of Forest St., at approximately 43rd Ave., with reservations.**

**CB11-0605 A bill for an ordinance changing the zoning classification of 3155 East First Avenue from PUD No. 151 to C-CCN.**

**CB11-0606 A bill for an ordinance changing the zoning classification of 75 Adams Street from PUD No. 304 to C-MX-8.**

<b>Bills Pending 10/3/2011</b>					
<b>CB #</b>	<b>Committee</b>	<b>Status</b>	<b>Description</b>	<b>Continued From</b>	<b>Hearing</b>
CB11-0283	LAND USE, TRANSPORTATION & INFRASTRUCTURE	1st Reading - Held in Committee	A bill for an ordinance vacating a portion of Forest St., at approximately 43rd Ave., with reservations.	6/16/2011 6/21/2011 6/27/2011 8/1/2011	YES

<b>Bills Pending 10/10/2011</b>					
<b>CB #</b>	<b>Committee</b>	<b>Status</b>	<b>Description</b>	<b>Continued From</b>	<b>Hearing</b>
CB11-0606	LAND USE, TRANSPORTATION & INFRASTRUCTURE		A bill for an ordinance changing the zoning classification of 75 Adams Street from PUD No. 304 to C-MX-8.	8/23/2011 8/30/2011 9/12/2011 9/19/2011	NO
CB11-0605	LAND USE, TRANSPORTATION & INFRASTRUCTURE		A bill for an ordinance changing the zoning classification of 3155	8/23/2011 8/30/2011 9/12/2011 9/19/2011	NO



			East First Avenue from PUD No. 151 to C-CCN.		
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