

City Council of Monday, March 03, 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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<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 lorrie.kosinski@denvergov.org 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 720-337-2000.

AUDIO/VIDEO ACCESS TO CITY COUNCIL MEETINGS

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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, March 03, 2014 5:30 PM

Pledge of Allegiance

Roll Call

*(CouncilMember) Brooks – Present, (Council Member) Brown – Present,
(Council Member) Faatz – Present, (CouncilMember) Herndon – Present,
(CouncilMember) Kniech – Present, (Council Member) Lehmann – Present,
(Council Member) Lopez – Present, (Council Member) Montero – Present,
(CouncilMember) Ortega – Present, (Council Member) Robb – Present,
(CouncilMember) Shepherd – Present, (CouncilMember) Susman – Present*

Approval of the Minutes

Council Announcements

Presentations

Communications

Proclamations

CP14-0178 A proclamation endorsing IMAGINE 2020: Denver's Cultural Plan

Susman, Lehmann, Montero, Lopez, Robb, Brown, Herndon, and Brooks.

CP14-0176 A proclamation recognizing the Denver Women Commission's unveiling of their year-long assessment: Windows into Denver's Women and Girls.

Brooks, Montero, Faatz, Susman, Brown, Robb, Lopez, Kniech, and Lehmann.

Resolutions

Health, Safety, Education & Services

CR14-0098 A resolution approving the Mayor's appointment to the Denver Women's Commission.

Approves the Mayoral appointment of Sabrina Coleman to the Denver Women's Commission for a term effective immediately and expiring June 30, 2015 or until a successor is duly appointed. The Committee approved filing this resolution by consent on 2-20-14.

CR14-0099 A resolution approving the Mayor's appointment to the Denver Commission for People with Disabilities.

Approves the Mayoral appointment of Terencia Beauvais-Nikl to the Denver Commission for People with Disabilities for a term effective immediately and expiring September 30, 2015 or until a successor is duly appointed. The Committee approved filing this resolution by consent on 2-20-14.

CR14-0100 A resolution approving the Mayor's reappointments and appointments to the Denver Asian Pacific-American Commission.

Approves the Mayoral reappointments of Katherine Agathon and Hyun Sun Coates and the appointments of Taryn Campbell, William Chan, Junko Kim and Clarence Low to the Denver Asian Pacific-American Commission for terms effective immediately and expiring January 22, 2016 or until a successor is duly appointed. The Committee approved filing this resolution by consent on 2-20-14.

Land Use, Transportation & Infrastructure

CR14-0105 A resolution granting a revocable permit to Lowry Community Master Association, Inc. to encroach into the right-of-way at various locations throughout the Lowry Subdivision.

Grants a revocable permit to Lowry Community Master Association to encroach into the public right-of-way with a fence, masonry walls, entry monument signs and a sanitary sewer at various locations throughout the Lowry development area in Council District 5. The Committee approved filing this resolution by consent on 2-20-14.

CR14-0106 A resolution laying out, opening and establishing as part of the City street system a parcel of land as Monroe Street at its intersection with Colfax Avenue.

Dedicates land as public right-of-way of Monroe Street at its intersection with Colfax Avenue as part of the Bluebird Center project in Council District 8. The Committee approved filing this resolution by consent on 2-20-14.

CR14-0107 A resolution laying out, opening and establishing as part of the City street system a parcel of land as South Niagara Street at its intersection with Tennessee Avenue.

Dedicates vacant City-owned land as part of the public right-of-way of S. Niagara Street near its intersection with E. Tennessee Avenue in Council District 6. The Committee approved filing this resolution by consent on 2-20-14.

CR14-0108 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 38th

Avenue, West 39th Avenue, Mariposa Street and Lipan Street.

Dedicates vacant City-owned land as part of the public alley right-of-way between W. 38th and W. 39th avenues and Mariposa and Lipan streets in Council District 9. The Committee approved filing this resolution by consent on 2-20-14.

CR14-0109 A resolution laying out, opening and establishing as part of the City street system a parcel of land as West Quincy Avenue near its intersection with South Pierce Street.

Dedicates vacant City-owned land as part of the public right-of-way of W. Quincy Avenue at its intersection with Pierce Street in Council District 2. The Committee approved filing this resolution by consent on 2-20-14.

CR14-0110 A resolution laying out, opening and establishing as part of the City street system a parcel of land as South Franklin Street at its intersection with Buchtel Boulevard.

Dedicates vacant City-owned land as part of the public right-of-way of S. Franklin Street at its intersection with Buchtel Boulevard in Council District 6. The Committee approved filing this resolution by consent on 2-20-14.

CR14-0111 A resolution laying out, opening and establishing as part of the City street system a parcel of land as a public alley bounded by 21st Street, 22nd Street, California Street and Stout Street.

Dedicates a parcel as public alley right-of-way between 21st, 22nd, California and Stout Streets as part of the Stout Street Health Center and Renaissance Stout Street Lofts development project in Council District 8. The Committee approved filing this resolution by consent on 2-20-14.

CR14-0112 A resolution laying out, opening and establishing as part of the City street system a parcel of land as a public alley bounded by Broadway, Lincoln Street, 2nd Avenue and 3rd Avenue.

Dedicates vacant City-owned land as public alley right-of-way between Broadway, Lincoln Street, and 2nd and 3rd avenues in Council District 7. The Committee approved filing this resolution by consent on 2-20-14.

Bills for Introduction

Business, Workforce & Sustainability

CB14-0123 A bill for an ordinance approving a proposed Agreement between the City and County of Denver and Oliver Wyman, Inc. related to consulting services at Denver International Airport.

Approves a \$2,000,000 contract with Oliver Wyman for analytical and strategic planning consultation for revenue development and process improvement at Denver International Airport (201312664). The last regularly scheduled Council meeting within the 30-day review period is on 3-24-14. The Committee approved filing this bill by consent on 2-20-14.

CB14-0124 A bill for an ordinance approving a proposed Agreement between the City and County of Denver and Ricondo & Associates, Inc. related to consulting services at Denver International Airport.

Approves a \$1,000,000 contact with Ricondo and Associates for analytical and strategic planning consultation for revenue development and process improvement at Denver International Airport (201414687). The last regularly scheduled Council meeting within the 30-day review period is on 3-24-14. The Committee approved filing this bill by consent on 2-20-14.

CB14-0125 A bill for an ordinance approving a proposed On-Call Services Agreement between the City and County of Denver and Matco Well Service Inc., related to services for oil and gas wells at Denver International Airport.

Approves a \$2,000,000 contract with MATCO Well Service, Inc. for oil field rig work at Denver International Airport (201312659). The last regularly scheduled Council meeting within the 30-day review period is on 3-24-14. The Committee approved filing this bill by consent on 2-20-14.

Government & Finance

CB14-0080 A bill for an ordinance approving a proposed Master Purchase Order between the City and County of Denver and J&B Aviation Services related to a change in company ownership to GSE Holding, Inc., dba J&B Aviation Services, for City purchases of passenger bridge components at Denver International Airport.

Replaces an existing Master Purchase Order (0335A0611) for passenger bridge components for Denver International Airport to reflect a change in company ownership to GSE Holdings, Inc. dba J&B Aviation Services (MPO 0335A0113). The last regularly scheduled Council meeting within the 30-day review period is on 3-24-14. The Committee approved filing this bill by consent on 2-13-14.

CB14-0081 A bill for an ordinance approving a proposed Purchase Order between the City and County of Denver and OJ Watson Equipment Company, Inc. concerning the purchase of two snow blowers for Denver International Airport.

Approves a \$1,301,582 Purchase Order with OJ Watson to procure two OshKosh Blowers for Denver International Airport (PO PLANE 14887). The last regularly scheduled Council meeting within the 30-day review period is on 3-24-14. The Committee approved filing this bill by consent on 2-13-14.

CB14-0088 A bill for an ordinance approving a proposed Purchase Order between the City and County of Denver and Colorado Paint Company, related to traffic and airfield marking paint at Denver International Airport.

Approves a \$3,000,000 Master Purchase Order with Colorado Paint Company II, Inc. to provide street marking paint for Public Works and Denver International Airport (MPO 5953M0113). The last regularly scheduled Council meeting within the

30-day review period is on 3-24-14. The Committee approved filing this bill by consent on 2-13-14.

CB14-0116 A bill for an ordinance concerning TABOR emergency reserves, and in connection therewith amending Section 20-22 of the Denver Revised Municipal Code to allow for the designation of the value of City-owned property to fulfill all or a portion of the constitutional reserve requirement; transferring monies from the TABOR Amendment Reserve and appropriating these monies for the Central Denver Recreation Center; and amending the components of the City's TABOR emergency reserve for fiscal year 2014.

Amends Section 20-22 of the Denver Revised Municipal Code to allow for the designation of the value of City-owned property to fulfill all or a portion of the constitutional reserve requirement; transferring monies from the TABOR Amendment Reserve in the amount of \$21,600,000 and appropriating these monies for the Central Denver Recreation Center; and amending the components of the City's TABOR emergency reserve for fiscal year 2014. The Committee approved filing this bill at its meeting on 2-19-14.

CB14-0119 A bill for an ordinance approving a proposed Master Purchase Order between the City and County of Denver and Marken PPE Restoration, for cleaning and repair of firefighter gear.

Approves a \$900,000 contract with Marken PPE Restoration for cleaning and repair of turnout gear for the Denver Fire Department (FIRE_GEAR_CLEAN0774A0113). The last regularly scheduled Council meeting within the 30-day review period is on 3-24-14. The Committee approved filing this bill by consent on 2-20-14.

CB14-0121 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.

Adds Deputy Executive Director of Aviation (823-A) to the City employee Classification and Pay Plan. The Committee approved filing this bill by consent on 2-20-14.

Health, Safety, Education & Services

CB14-0005 A bill for an ordinance approving a proposed agreement between the City and County of Denver and Mental Health Center of Denver to provide a comprehensive service system for chronically homeless individuals.

Approves a contract with the Mental Health Center of Denver in the amount of \$830,000, paid from mill levy funding to provide housing and treatment services for 75 chronically homeless individuals with co-occurring serious mental illness and substance use disorders (SOCSV-2013-14438). The last regularly scheduled Council meeting within the 30-day review period is on 3-24-14. The Committee approved filing this bill by consent on 1-9-14.

CB14-0032 A bill for an ordinance approving a proposed agreement between the City and County of Denver and Colorado Coalition for the Homeless to provide outreach and housing placement services to homeless youth and adults.

Approves a contract with the Colorado Coalition for the Homeless in the amount of \$1,000,000, paid through mill levy funding, for the contract term through December 31, 2014, to provide outreach services to homeless youth and adults (SOCSV-2013-14442-00). The last regularly scheduled Council meeting within the 30-day review period is on 3-24-14. The Committee approved filing this bill by consent on 1-30-14.

CB14-0104 A bill for an ordinance approving an Agreement between the City and County of Denver and B.I. Incorporated for electronic monitoring services.

Approves a contract in the amount of \$1,800,000 with BI, Inc. through January 31, 2017 to provide electronic monitoring services and equipment necessary to monitor offenders under supervision under the Electronic Monitoring Program (2013-14300). The last regularly scheduled Council meeting within the 30-day review period is on 3-24-14. The Committee approved filing this bill by consent on 2-20-14.

Land Use, Transportation & Infrastructure

CB14-0115 A bill for an ordinance changing the zoning classification for the rear portion of 7155 East 36th Avenue.

Changes the zoning classification from OS-A (Open Space context, Public Parks) to S-MX-3 (Suburban context, Mixed Use, 3-story max.) of 7155 E. 36th Ave. Rear to conform to adjacent zoning in Council District 11. A PUBLIC HEARING WILL BE HELD AT LEAST FOUR WEEKS AFTER PUBLICATION. The Committee approved filing this bill at its meeting on 2-18-14.

CB14-0113 A bill for an ordinance authorizing the purchase of capital equipment items from the Culture and Recreation Special Revenue Fund.

Approves a \$110,000 purchase of a compact track loader and associated forestry equipment for Denver Mountain Parks with grant funds received from the State Department of Natural Resources, specifically for this purchase (15301/7011101/R3019WILDFIRE14). The Committee approved filing this bill by consent on 2-20-14.

CB14-0014 A bill for an ordinance approving a proposed Amendatory Agreement between the City and County of Denver and Parsons Environment & Infrastructure Group, Inc. f/k/a Parsons Commercial Technology Group, Inc.

Amends the on-call contract with Parsons Commercial Technology Group to increase the contract capacity from \$42,000,000 to \$48,000,000 and establishes June 1, 2015, as the cutoff for any additional change orders for wastewater work, including Hampden Heights Outfall and Cherry Creek North Outfall Project (part of University

and Josephine reconstruction) in Council Districts 4, 6 and 10. The last regularly scheduled Council meeting within the 30-day review period is on 3-24-14. The Committee approved filing this bill by consent on 1-16-14.

CB14-0117 A bill for an ordinance approving a proposed First Amendment to City Intergovernmental Agreement between the City and County of Denver and Denver High Point at DIA Metropolitan District, to provide for reimbursements to the City for improvements made and to allow the District to issue notes for future reimbursements.

Amends the Intergovernmental Agreement with Denver High Point at Denver International Airport Metropolitan District to provide for reimbursements to the City for improvements made and to allow the District to issue notes for future reimbursements. The last regularly scheduled Council meeting within the 30-day review period is on 3-24-14. The Committee approved filing this bill by consent on 2-20-14.

CB14-0130 A bill for an ordinance approving a proposed Amendatory Agreement between the City and County of Denver and Hallmark, Inc. for on-call structural and safety repairs.

Extends for one year, through April 16, 2015, and adds \$1,321,631, for a new total of \$2,000,000, the on-call contract with Hallmark, Inc. for repairs to bridges, culverts, and other infrastructure as needed City-wide. The last regularly scheduled Council meeting within the 30-day review period is on 3-24-14. The Committee approved filing this bill by consent on 2-20-14.

Recap of Bills to be Called Out

Recess

Council Reconvenes and Resumes its Regular Session

Bills for Final Consideration

Business, Workforce & Sustainability

CB14-0075 A bill for an ordinance amending section 24-513, DRMC, providing a one-year term for medical marijuana licenses.

Revises Section 24-513 of the Denver Revised Municipal Code to change the length of time of medical marijuana licenses issued by the Department of Excise & License to be one year. The last regularly scheduled Council meeting within the 30-day review period is on 3-17-14. The Committee approved filing this bill at its meeting on 2-12-14.

CB14-0076 A bill for an ordinance approving a proposed Standard Food Court Concession Space Agreement between the City and County of Denver

and AAKD, LLC concerning a concession at Denver International Airport.

Approves a contract with AAKD, LLC d/b/a Villa Pizza for \$320,989 Maximum Annual Guarantee or percentage compensation, whichever is greater, for a 7 year concession agreement at Denver International Airport (PLANE-213011244-00). The last regularly scheduled Council meeting within the 30-day review period is on 3-17-14. The Committee approved filing this bill by consent on 2-13-14.

CB14-0077 A bill for an ordinance approving a proposed Standard Food Court Concession Space Agreement between the City and County of Denver and McDonald's USA, LLC concerning a concession at Denver International Airport.

Approves a contract with McDonald's USA, LLC d/b/a McDonald's for \$713,634 Maximum Annual Guarantee or percentage compensation, whichever is greater, for a 7 year concession agreement at Denver International Airport (PLANE-201311272). The last regularly scheduled Council meeting within the 30-day review period is on 3-17-14. The Committee approved filing this bill by consent on 2-13-14.

CB14-0078 A bill for an ordinance approving a proposed Standard Food Court Concession Space Agreement between the City and County of Denver and McDonald's USA, LLC concerning a concession at Denver International Airport.

Approves a contract with McDonald's USA, LLC d/b/a McDonald's for \$734,039 Maximum Annual Guarantee or percentage compensation, whichever is greater, for a 7 year concession agreement at Denver International Airport (PLANE-201311268). The last regularly scheduled Council meeting within the 30-day review period is on 3-17-14. The Committee approved filing this bill by consent on 2-13-14.

CB14-0079 A bill for an ordinance approving a proposed Standard Food Court Concession Space Agreement between the City and County of Denver and Rosmik, Inc. concerning a concession at Denver International Airport.

Approves a contract with Rosmik, Inc. d/b/a McDonald's for \$756,806 Annual Maximum Annual Guarantee or percentage compensation, whichever is greater, for a 7 year concession agreement at Denver International Airport (PLANE-201311278). The last regularly scheduled Council meeting within the 30-day review period is on 3-17-14. The Committee approved filing this bill by consent on 2-13-14.

Government & Finance

CB14-0056 A bill for an ordinance approving a proposed Amendatory Agreement between the City and County of Denver and BIAS Corporation to add additional funds.

Amends the contract with BIAS for \$3,000,000 in order to provide services for design, implementation and maintenance of IT solutions around Oracle's Identity Management, Service Oriented Architecture (SOA) and Business Intelligence/Data

Warehouse technologies (201312974). The last regularly scheduled Council meeting within the 30-day review period is on 3-17-14. The Committee approved filing this bill at its meeting on 2-12-14.

CB14-0073 A bill for an ordinance rescinding budget from the Office of the Clerk and Recorder 2013 General Fund appropriation; transferring cash from the General Fund and General Government Special Revenue Fund; and making 2014 appropriations in the Capital Improvement Program for the Records Conversion Project.

Authorizes expenditure of \$250,000 in unanticipated savings in the 2013 Clerk and Recorder budget and \$50,000 from the Electronic Filing Technology Special Revenue Fund for the next phase of the Records Conversion Project (CLERK-201396003-03). The Committee approved filing this bill by consent on 2-13-14.

CB14-0082 A bill for an ordinance approving a proposed Purchase Order between the City and County of Denver and Oracle America, Inc., for PeopleSoft Enterprises annual maintenance and support.

Approves the \$611,988.63 annual maintenance and support renewal payment to Oracle America for PeopleSoft Enterprises from March 20, 2014 through March 19, 2015 (EAPPS0000003722). The last regularly scheduled Council meeting within the 30-day review period is on 3-17-14. The Committee approved filing this bill by consent on 2-13-14.

CB14-0127 A bill for an ordinance rescinding budget, transferring cash and making appropriations in the General Fund, General Government, Culture and Recreation Special Revenue Funds, Capital Project Fund and Capital Improvements and Capital Maintenance Fund of moneys designated by City Council for various projects.

Approves the City Council 2013 year-end budget reconciliation by transferring \$165,386 of City Council budget savings to City Council Special Revenue Funds, transferring \$25,427 of City Council budget savings to other city funds for various projects, and returning \$41,573 of budget savings to the City's General Fund. The Committee approved filing this bill by consent on 2-20-14.

Health, Safety, Education & Services

CB14-0004 A bill for an ordinance approving a proposed Revival and Second Amendatory Agreement between the City and County of Denver and Bluff Mercy, LLC to provide subsidized housing and life skills resources and training for families who are residents at Contractor's facility.

Approves a second amendment to the Bluff Mercy, LLC contract to add \$331,192 for a total contract amount of \$935,778 to establish 31 subsidized housing units including case management services for residents of Bluff Mercy, LLC (SOCSV-2011-03957-02). The last regularly scheduled Council meeting within the 30-day review period is on 3-17-14. The Committee approved filing this bill by consent on 1-9-14.

Land Use, Transportation & Infrastructure

CB14-0093 A bill for an Ordinance approving an Amendment to Lease Agreement with Outward Bound, Inc.

Extends the lease with Colorado Outward Bound School to use Camp Rollandet through September 28, 2016, at no additional cost, in Council District 1 (201102078). The last regularly scheduled Council meeting within the 30-day review period is on 3-17-14. The Committee approved filing this bill by consent on 2-13-14.

CB14-0092 A bill for an ordinance approving a proposed purchase order between the City and County of Denver and Faris Machinery Company, to purchase nine Elgin Pelican 3-axle street sweepers.

Approves purchase of nine Elgin Pelican 3-axle street sweepers for \$1,571,040 from Faris Machinery for Street Maintenance (PWOPS0000009789). The last regularly scheduled Council meeting within the 30-day review period is on 3-17-14. The Committee approved filing this bill by consent on 2-13-14.

CB14-0087 A bill for an ordinance approving a proposed Master Purchase Order between the City and County of Denver and A & E Tire, Inc., to provide new tires for City vehicles.

Approves a Master Purchase Order with A&E Tire to provide new tires for City vehicles for a maximum of \$2,000,000 through March 31, 2014, with two potential renewals (MPO 5652S0313). The last regularly scheduled Council meeting within the 30-day review period is on 3-17-14. The Committee approved filing this bill by consent on 2-13-14.

CB14-0086 A bill for an ordinance approving and providing for the execution of a proposed Intergovernmental Agreement between the City and County of Denver and the State of Colorado, Department of Transportation, concerning the "Traffic Signal Upgrade" project and the funding therefor.

Establishes a capital grant fund and appropriates \$1,650,000 from the Colorado Department of Transportation for the Safety Hazard Elimination (SHE) and the Funding Advancement for Surface Transportation & Economic Recovery (FASTER) programs for 2014 Traffic Signal Upgrades in Council Districts 1, 4, 6 and 9 (PWADM-201314346-00). The last regularly scheduled Council meeting within the 30-day review period is on 3-17-14. The Committee approved filing this bill by consent on 2-13-14.

CB14-0083 A bill for an ordinance relinquishing the entire easement reserved in Ordinance No. 303, Series of 1969, located at East 16th Avenue and Milwaukee Street.

Relinquishes certain easements established in Ordinance No. 303, Series 1969 located at East 16th Avenue and Milwaukee Streets in Council District 8. The Committee approved filing this bill by consent on 2-14-13.

Adjourn

Pending

For 3-10-14

CB14-0034 A bill for an ordinance changing the zoning classification for 351 South Jackson Street.

**Required Public Hearing
Final Consideration**

For 3-10-14

CB14-0035 A bill for an ordinance changing the zoning classification for 1465 South Colorado Boulevard.

**Required Public Hearing
Final Consideration**

For 3-24-14

CB14-0102 A bill for an ordinance to amend and restate Chapter 59 (Zoning) of the Denver Revised Municipal Code relating to the Denver Zoning Code.

**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