

## **City Council Minutes**

Meeting Date: Monday, May 20, 2013 5:30 PM

### **Pledge of Allegiance**

Councilwoman Montero led the Pledge of Allegiance.

### **Roll Call**

Present: Brooks, Faatz, Herndon, Lehmann, Lopez, Montero, Nevitt, Ortega, Robb, Shepherd, Susman

Absent: Brown, Kniech

### **Approval of the Minutes**

The minutes of meeting date, Monday, May 13, 2013, were distributed to Council. Council President Susman ordered the minutes approved.

### **Council Announcements**

Councilmembers Montero, Ortega, Brooks, López, and Shepherd offered announcements.

### **Presentations**

### **Communications**

### **Proclamations**

**CP13-0281 A proclamation in recognition of Tim Turley's dedication and retirement from the Metro Denver Crime Stoppers Board of Directors. Sponsored by Councilmembers Brooks, Lehmann, Brown, Herndon, Montero, Ortega, and López.**

A motion offered by Councilman Brooks, duly seconded by Councilman Herndon, that CP13-0281 be adopted, carried by the following vote:

Passed

For: Brooks, Faatz, Herndon, Lehmann, Lopez, Montero, Nevitt, Ortega, Robb, Shepherd, Susman (11)

Against: (None) (0)

Absent: Brown, Kniech (2)

Abstain: (None) (0)

**CP13-0319 A proclamation celebrating the 100th Anniversary of Presentation of Our Lady Catholic Church. Sponsored by Councilmembers López, Ortega, and Herndon.**

A motion offered by Councilman López, duly seconded by Councilman Herndon, that CP13-0319 be adopted, carried by the following vote:

Passed

For: Brooks, Faatz, Herndon, Lehmann, Lopez, Montero, Nevitt, Ortega, Robb, Shepherd, Susman (11)

Against: (None) (0)

Absent: Brown, Kniech (2)

Abstain: (None) (0)

Councilman Brooks asked to be added as a sponsor of CP13-0319.

**CP13-0334 A proclamation designating May 19th through May 25th as "Public Works Week in Denver" and congratulating the Denver Public Works Department's ten Employees of the Year. Robb, Herndon, Shepherd, Susman, Montero, López, Brooks, Brown, Ortega, Lehmann, and Faatz.**

A motion offered by Councilwoman Robb, duly seconded by Councilman Herndon, that CP13-0334 be adopted, carried by the following vote:

Passed

For: Brooks, Faatz, Herndon, Lehmann, Lopez, Montero, Nevitt, Ortega, Robb, Shepherd, Susman (11)

Against: (None) (0)

Absent: Brown, Kniech (2)

Abstain: (None) (0)

## **Resolutions**

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

**CR13-0333 A resolution amending Resolution No. 51, Series 2013, to add the legal description to a revocable permit for BMC Steele Creek, LLC to encroach into the right-of-way at North Steele Street at its intersection with East First Avenue. (LAND USE, TRANSPORTATION & INFRASTRUCTURE)**

A motion offered by Councilwoman Montero, duly seconded by Councilman Herndon, that CR13-0333 be adopted, carried by the following vote:

Passed

For: Brooks, Faatz, Herndon, Lehmann, Lopez, Montero, Nevitt, Ortega, Robb, Shepherd, Susman (11)

Against: (None) (0)

Absent: Brown, Kniech (2)

Abstain: (None) (0)

## **Bills for Introduction**

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

**CB13-0297 A bill for an ordinance approving a proposed Designated Aviation Channeler (DAC) Services Agreement between the City and County of Denver and Telos Identity Management Solutions (Telos ID) concerning background checks for airport badge applicants at Denver International Airport. (BUSINESS, WORKFORCE & SUSTAINABILITY)**

A motion offered by Council President Susman, duly seconded by Councilwoman Montero, that CB13-0297, CB13-0298, CB13-0299, CB13-0303, CB13-0288, CB13-0300, CB13-0302, CB13-0261, and CB13-0279 be ordered published en bloc, carried by the following vote:

Passed

For: Brooks, Faatz, Herndon, Lehmann, Lopez, Montero, Nevitt, Ortega, Robb, Shepherd, Susman (11)

Against: (None) (0)

Absent: Brown, Kniech (2)

Abstain: (None) (0)

**CB13-0298 A bill for an ordinance approving a proposed Agreement between the City and County of Denver and The Parker Company LLC related to furnishings, supplies and equipment for the Denver International Airport Westin Hotel. (BUSINESS, WORKFORCE & SUSTAINABILITY)**

A motion offered by Council President Susman, duly seconded by Councilwoman Montero, that CB13-0297, CB13-0298, CB13-0299, CB13-0303, CB13-0288, CB13-0300, CB13-0302, CB13-0261, and CB13-0279 be ordered published en bloc, carried by the following vote:

Passed

For: Brooks, Faatz, Herndon, Lehmann, Lopez, Montero, Nevitt, Ortega, Robb, Shepherd, Susman (11)

Against: (None) (0)

Absent: Brown, Kniech (2)

Abstain: (None) (0)

**CB13-0299 A bill for an ordinance approving a proposed Agreement between the City and County of Denver and Ned Kahn Studios for the design of a public art project at Denver International Airport. (BUSINESS, WORKFORCE & SUSTAINABILITY)**

A motion offered by Council President Susman, duly seconded by Councilwoman Montero, that CB13-0297, CB13-0298, CB13-0299, CB13-0303, CB13-0288, CB13-0300, CB13-0302, CB13-0261, and CB13-0279 be ordered published en bloc, carried by the following vote:

Passed  
For: Brooks, Faatz, Herndon, Lehmann, Lopez, Montero, Nevitt, Ortega, Robb, Shepherd, Susman (11)  
Against: (None) (0)  
Absent: Brown, Kniech (2)  
Abstain: (None) (0)

**CB13-0303 A bill for an ordinance approving a proposed Agreement between the City and County of Denver and Denver Urban Renewal Authority, to provide funds to administer a single family rehab program for income-qualified Denver homeowners. (BUSINESS, WORKFORCE & SUSTAINABILITY)**

A motion offered by Council President Susman, duly seconded by Councilwoman Montero, that CB13-0297, CB13-0298, CB13-0299, CB13-0303, CB13-0288, CB13-0300, CB13-0302, CB13-0261, and CB13-0279 be ordered published en bloc, carried by the following vote:

Passed  
For: Brooks, Faatz, Herndon, Lehmann, Lopez, Montero, Nevitt, Ortega, Robb, Shepherd, Susman (11)  
Against: (None) (0)  
Absent: Brown, Kniech (2)  
Abstain: (None) (0)

**Government & Finance**

**CB13-0288 A bill for an ordinance approving a proposed Second Amendatory Agreement between the City and County of Denver and JVA Consulting, LLC, to amend the Scope of Work for the 2013-2016 contract years and increase the maximum contract amount. (GOVERNMENT & FINANCE)**

A motion offered by Council President Susman, duly seconded by Councilwoman Montero, that CB13-0297, CB13-0298, CB13-0299, CB13-0303, CB13-0288, CB13-0300, CB13-0302, CB13-0261, and CB13-0279 be ordered published en bloc, carried by the following vote:

Passed

For: Brooks, Faatz, Herndon, Lehmann, Lopez, Montero, Nevitt, Ortega, Robb, Shepherd, Susman (11)

Against: (None) (0)

Absent: Brown, Kniech (2)

Abstain: (None) (0)

**CB13-0300 A bill for an ordinance authorizing the City and County of Denver to accept title to Tract A of Green Valley Ranch Filing No. 56 and authorizing the City to convey said Tract to School District No. 1 in The City and County of Denver by quit claim deed for construction of a school in accordance with the Subdivision Rules and Regulations and Green Valley Ranch North Development Agreement. (GOVERNMENT & FINANCE)**

A motion offered by Council President Susman, duly seconded by Councilwoman Montero, that CB13-0297, CB13-0298, CB13-0299, CB13-0303, CB13-0288, CB13-0300, CB13-0302, CB13-0261, and CB13-0279 be ordered published en bloc, carried by the following vote:

Passed

For: Brooks, Faatz, Herndon, Lehmann, Lopez, Montero, Nevitt, Ortega, Robb, Shepherd, Susman (11)

Against: (None) (0)

Absent: Brown, Kniech (2)

Abstain: (None) (0)

**CB13-0301 A bill for an ordinance making a supplemental appropriation from the General Contingency Fund to the Department of Finance budget. (GOVERNMENT & FINANCE)**

A motion offered by Councilwoman Montero, duly seconded by Councilman Herndon, that CB13-0301 be ordered published, carried by the following vote:

Passed

For: Brooks, Faatz, Herndon, Lehmann, Lopez, Montero, Nevitt, Robb, Susman (9)

Against: Shepherd (1)

Absent: Brown, Kniech (2)

Abstain: Ortega (1)

**CB13-0302 A bill for an ordinance approving a proposed Master Purchase Order between the City and County of Denver and Econolite Control Products, Inc., for procurement of Traffic Signal Controller Cabinets. (GOVERNMENT & FINANCE)**

A motion offered by Council President Susman, duly seconded by Councilwoman Montero, that CB13-0297, CB13-0298, CB13-0299, CB13-0303, CB13-0288, CB13-

0300, CB13-0302, CB13-0261, and CB13-0279 be ordered published en bloc, carried by the following vote:

Passed  
For: Brooks, Faatz, Herndon, Lehmann, Lopez, Montero, Nevitt, Ortega, Robb, Shepherd, Susman (11)  
Against: (None) (0)  
Absent: Brown, Kniech (2)  
Abstain: (None) (0)

**Land Use, Transportation & Infrastructure**

**CB13-0261 A bill for an ordinance approving a proposed Third Amendatory Contract between the City and County of Denver and Jacobs Investments, LLC, d/b/a Colorado Boring Co., to extend the term of the Contract for an additional year and increase the maximum contract amount. (LAND USE, TRANSPORTATION & INFRASTRUCTURE)**

A motion offered by Council President Susman, duly seconded by Councilwoman Montero, that CB13-0297, CB13-0298, CB13-0299, CB13-0303, CB13-0288, CB13-0300, CB13-0302, CB13-0261, and CB13-0279 be ordered published en bloc, carried by the following vote:

Passed  
For: Brooks, Faatz, Herndon, Lehmann, Lopez, Montero, Nevitt, Ortega, Robb, Shepherd, Susman (11)  
Against: (None) (0)  
Absent: Brown, Kniech (2)  
Abstain: (None) (0)

**CB13-0279 A bill for an ordinance approving a proposed Contract between the City and County of Denver and Insituform Technologies, LLC, for rehabilitation of sanitary sewer mains throughout the City. (LAND USE, TRANSPORTATION & INFRASTRUCTURE)**

A motion offered by Council President Susman, duly seconded by Councilwoman Montero, that CB13-0297, CB13-0298, CB13-0299, CB13-0303, CB13-0288, CB13-0300, CB13-0302, CB13-0261, and CB13-0279 be ordered published en bloc, carried by the following vote:

Passed  
For: Brooks, Faatz, Herndon, Lehmann, Lopez, Montero, Nevitt, Ortega, Robb, Shepherd, Susman (11)  
Against: (None) (0)  
Absent: Brown, Kniech (2)  
Abstain: (None) (0)

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

### **Pre-Recess Announcement**

**Tonight Council has scheduled a required public hearing on CB13-0156, changing the zoning classification at approximately 16th Avenue between Fillmore Street and Milwaukee Street. At the request of the applicant, it is Council's intent to postpone final consideration with the public hearing to Monday, June 17, 2013. If you are here to speak on this matter, we apologize for any inconvenience and ask that you hold your comments until Monday, June 17, 2013.**

### **Recess**

Council did not take a recess.

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

### **Public Hearings - Bills for Final Consideration**

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

**CB13-0156 A bill for an ordinance changing the zoning classification at approximately 16th Avenue between Fillmore Street and Milwaukee Street. (LAND USE, TRANSPORTATION & INFRASTRUCTURE)**

A motion offered by Councilman Brooks, duly seconded by Councilman Herndon, that final consideration of CB13-0156 with its public hearing be postponed to Monday, June 17, 2013, carried by the following vote:

Passed

For: Brooks, Faatz, Herndon, Lehmann, Lopez, Montero, Nevitt, Ortega, Robb, Shepherd, Susman (11)

Against: (None) (0)

Absent: Brown, Kniech (2)

Abstain: (None) (0)

### **Bills for Final Consideration**

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

**CB13-0285 A bill for an ordinance approving a proposed Agreement between the City and County of Denver and Dell Marketing, L.P. related to software maintenance and support services at Denver International**

**Airport. (BUSINESS, WORKFORCE & SUSTAINABILITY)**

A motion offered by Councilwoman Montero, duly seconded by Councilman Brooks, that CB13-0285, CB13-0286, CB13-0287, CB13-0290, CB13-0217, CB13-0218, CB13-0280, and CB13-0295 be placed upon final consideration and do pass en bloc, carried by the following vote:

Passed

For: Brooks, Faatz, Herndon, Lehmann, Lopez, Montero, Nevitt, Ortega, Robb, Shepherd, Susman (11)

Against: (None) (0)

Absent: Brown, Kniech (2)

Abstain: (None) (0)

**CB13-0286 A bill for an ordinance approving a proposed First Amendment to Agreement between the City and County of Denver and Sogeti USA, LLC concerning technology support at Denver International Airport. (BUSINESS, WORKFORCE & SUSTAINABILITY)**

A motion offered by Councilwoman Montero, duly seconded by Councilman Brooks, that CB13-0285, CB13-0286, CB13-0287, CB13-0290, CB13-0217, CB13-0218, CB13-0280, and CB13-0295 be placed upon final consideration and do pass en bloc, carried by the following vote:

Passed

For: Brooks, Faatz, Herndon, Lehmann, Lopez, Montero, Nevitt, Ortega, Robb, Shepherd, Susman (11)

Against: (None) (0)

Absent: Brown, Kniech (2)

Abstain: (None) (0)

**Government & Finance**

**CB13-0287 A bill for an Ordinance approving a proposed First Amendment to Lease Agreement and Termination of Sublease Agreement between the City and County of Denver and the Denver Center for the Performing Arts, relating to the lease and sublease of City-owned property known as the "Arts and Humanities Building", located at 1245 Champa Street. (GOVERNMENT & FINANCE)**

A motion offered by Councilwoman Montero, duly seconded by Councilman Brooks, that CB13-0285, CB13-0286, CB13-0287, CB13-0290, CB13-0217, CB13-0218, CB13-0280, and CB13-0295 be placed upon final consideration and do pass en bloc, carried by the following vote:

Passed

For: Brooks, Faatz, Herndon, Lehmann, Lopez, Montero, Nevitt, Ortega, Robb,



Shepherd, Susman (11)  
Against: (None) (0)  
Absent: Brown, Kniech (2)  
Abstain: (None) (0)

**CB13-0290 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)**

A motion offered by Councilwoman Montero, duly seconded by Councilman Brooks, that CB13-0285, CB13-0286, CB13-0287, CB13-0290, CB13-0217, CB13-0218, CB13-0280, and CB13-0295 be placed upon final consideration and do pass en bloc, carried by the following vote:

Passed  
For: Brooks, Faatz, Herndon, Lehmann, Lopez, Montero, Nevitt, Ortega, Robb, Shepherd, Susman (11)  
Against: (None) (0)  
Absent: Brown, Kniech (2)  
Abstain: (None) (0)

**Health, Safety, Education & Services**

**CB13-0217 A bill for an ordinance approving a proposed Second Amendatory Agreement between the City and County of Denver and Brodart Company for Denver Public Library projects. (HEALTH, SAFETY, EDUCATION & SERVICES)**

A motion offered by Councilwoman Montero, duly seconded by Councilman Brooks, that CB13-0285, CB13-0286, CB13-0287, CB13-0290, CB13-0217, CB13-0218, CB13-0280, and CB13-0295 be placed upon final consideration and do pass en bloc, carried by the following vote:

Passed  
For: Brooks, Faatz, Herndon, Lehmann, Lopez, Montero, Nevitt, Ortega, Robb, Shepherd, Susman (11)  
Against: (None) (0)  
Absent: Brown, Kniech (2)  
Abstain: (None) (0)

**CB13-0218 A bill for an ordinance approving a proposed Second Amendatory Agreement between the City and County of Denver and Midwest Tape, LLC for Denver Public Library projects. (HEALTH, SAFETY, EDUCATION & SERVICES)**

A motion offered by Councilwoman Montero, duly seconded by Councilman Brooks, that CB13-0285, CB13-0286, CB13-0287, CB13-0290, CB13-0217, CB13-0218,

CB13-0280, and CB13-0295 be placed upon final consideration and do pass en bloc, carried by the following vote:

Passed  
For: Brooks, Faatz, Herndon, Lehmann, Lopez, Montero, Nevitt, Ortega, Robb, Shepherd, Susman (11)  
Against: (None) (0)  
Absent: Brown, Kniech (2)  
Abstain: (None) (0)

**Land Use, Transportation & Infrastructure**

**CB13-0280 A bill for an ordinance relinquishing the 7 foot easements in Blocks 10 and 11 of the Evans Park Estates Subdivision Plat. (LAND USE, TRANSPORTATION & INFRASTRUCTURE)**

A motion offered by Councilwoman Montero, duly seconded by Councilman Brooks, that CB13-0285, CB13-0286, CB13-0287, CB13-0290, CB13-0217, CB13-0218, CB13-0280, and CB13-0295 be placed upon final consideration and do pass en bloc, carried by the following vote:

Passed  
For: Brooks, Faatz, Herndon, Lehmann, Lopez, Montero, Nevitt, Ortega, Robb, Shepherd, Susman (11)  
Against: (None) (0)  
Absent: Brown, Kniech (2)  
Abstain: (None) (0)

**CB13-0295 A bill for an ordinance approving an agreement between Interlock Construction Corporation and the City & County of Denver for the Neighborhood House Project. (LAND USE, TRANSPORTATION & INFRASTRUCTURE)**

A motion offered by Councilwoman Montero, duly seconded by Councilman Brooks, that CB13-0285, CB13-0286, CB13-0287, CB13-0290, CB13-0217, CB13-0218, CB13-0280, and CB13-0295 be placed upon final consideration and do pass en bloc, carried by the following vote:

Passed  
For: Brooks, Faatz, Herndon, Lehmann, Lopez, Montero, Nevitt, Ortega, Robb, Shepherd, Susman (11)  
Against: (None) (0)  
Absent: Brown, Kniech (2)  
Abstain: (None) (0)

**Adjourn**

There being no further business before the City Council, Council President Susman adjourned the meeting at 6:56 PM.

**Pending**

**For 6-3-13**

**CB13-0228 A bill for an ordinance changing the zoning classification of 11100 and 11150 East Dartmouth Avenue and 3101 South Parker Road.**

**Required Public Hearing  
Final Consideration (LAND USE, TRANSPORTATION & INFRASTRUCTURE)**

**For 6-3-13**

**CB13-0265 A bill for an ordinance changing the zoning classification at 1101 North Quebec Street.**

**Required Public Hearing  
Final Consideration (LAND USE, TRANSPORTATION & INFRASTRUCTURE)**

**For 6-3-13**

**CB13-0227 A bill for an ordinance changing the zoning classification of certain properties into the Curtis Park Conservation Overlay District.**

**Required Public Hearing  
Final Consideration (LAND USE, TRANSPORTATION & INFRASTRUCTURE)**