

City Council of Monday, October 27, 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, October 27, 2014 5:30 PM

Pledge of Allegiance

Roll Call

Approval of the Minutes

Council Announcements

Presentations

Communications

Proclamations

CP14-0938 A proclamation celebrating Michael Uhlenkamp's contributions to the Denver County Cultural Council.

Sponsored by Councilmembers Lehmann, Brooks, López, Robb, and Brown.

Resolutions

Infrastructure & Culture

CR14-0651 A resolution authorizing the submission of documentation required to receive grant and cooperative agreement funds for transportation projects from the Federal Transit Administration.

Authorizes filing of applications, certifications and assurances, and execution of grants and cooperative agreements to allow the City to directly receive Federal Transit Administration funds for future transportation projects. The Committee approved filing this resolution by consent on 8-14-14.

Safety & Well-being

CR14-0860 A resolution approving the Mayor's reappointments and appointments to the Head Start Policy Council.

Approves the Mayoral reappointment of Dr. Tricia Hudson and Jennifer Garcia Rosendo, and the appointment of Martina Hinojosa and Lionel Espinosa to the Head Start Policy Council for terms expiring on 7-20-15. The Committee approved filing this resolution by consent on 10-16-14.

Bills for Introduction

Business Development

CB14-0714 A bill for an ordinance approving proposed Concession Space and Ground Lease Agreements between the City and County of Denver and Advantage Opco, LLC, to provide car rental services to the general public at Denver International Airport.

Approves a contract with Advantage Opco, LLC Rent A Car doing business as Advantage Rent A Car for a concessions agreement and terminal building premise lease in the amount of \$1,994,622 and for car rental facilities and ground lease in the amount of \$275,632 to provide car rental services to the general public at Denver International Airport through 12-31-2014 (PLANE-2013-14186-00 and PLANE-2013-14187-00). The last regularly scheduled Council meeting within the 30-day review period is on 11-17-14. The Committee approved filing this bill at its meeting on 10-14-14.

CB14-0715 A bill for an ordinance approving proposed Concession Space and Ground Lease Agreements between the City and County of Denver and Avis Budget Car Rental, LLC, to provide car rental services to the general public at Denver International Airport.

Approves a contract with Avis Budget Car Rental, LLC for concession and terminal building premise lease in the amount of \$8,710,254 and for car rental facilities and ground lease in the amount of \$3,306,487 to provide car rental services to the general public at Denver International Airport through 12-31-2014 (PLANE-2013-14183-00 and PLANE-2013-14182-00). The last regularly scheduled Council meeting within the 30-day review period is on 11-17-14. The Committee approved filing this bill at its meeting on 10-14-14.

CB14-0716 A bill for an ordinance approving proposed Concession Space and Ground Lease Agreements between the City and County of Denver and DTG Operations, Inc., to provide car rental services to the general public at Denver International Airport.

Approves a contract with DTG Operations, Inc. doing business as Dollar, Thrifty, and Firefly Rent A Car for a concession agreement and terminal building premise lease in the amount of \$4,174,150 and for a car rental facilities and ground lease in the amount of \$1,271,534 to provide car rental services to the general public at Denver International Airport through 12-31-2014 (PLANE-2014-15631-00 and PLANE-2014-15630-00). The last regularly scheduled Council meeting within the 30-day review period is on 11-17-14. The Committee approved filing this bill at its meeting on 10-14-14.

CB14-0717 A bill for an ordinance approving proposed Concession Space and Ground Lease Agreements between the City and County of Denver and Enterprise Leasing Company of Denver, LLC to provide car rental services

to the general public at Denver International Airport.

Approves a contract with Enterprise Leasing Company of Denver, LLC doing business as Enterprise Rent A Car, National Car Rental, and Alamo Rent A Car for a concession agreement and terminal building premise lease in the amount of \$9,941,881 and for car rental facilities and ground lease in the amount of \$1,944,022 to provide car rental services to the general public at Denver International Airport through 12-31-2014 (PLANE-201314190-00 and PLANE-201314191-00). The last regularly scheduled Council meeting within the 30-day review period is on 11-17-14. The Committee approved filing this bill at its meeting on 10-14-14.

CB14-0718 A bill for an ordinance approving proposed Concession Space and Ground Lease Agreements between the City and County of Denver and E-Z Rent-A-Car, Inc., to provide car rental services to the general public at Denver International Airport.

Approves a contract with E-Z Rent-A-Car, Inc. for a concession agreement and terminal building premise lease in the amount of \$808,037 and for car rental facilities and ground lease in the amount of \$459,972 to provide car rental services to the general public at Denver International Airport through 12-31-2014 (PLANE-201314188-00 and PLANE-2013-14189-00). The last regularly scheduled Council meeting within the 30-day review period is on 11-17-14. The Committee approved filing this bill at its meeting on 10-14-14.

CB14-0719 A bill for an ordinance approving proposed Concession Space and Ground Lease Agreements between the City and County of Denver and Fox Rent A Car, Inc., to provide car rental services to the general public at Denver International Airport.

Approves a contract with Fox Rent A Car, Inc. for a concession agreement and terminal building premise lease in the amount of \$862,752 and car rental facilities and ground lease in the amount of \$232,019 to provide car rental services to the general public at Denver International Airport through 12-31-2014 (PLANE-201314177-00 and PLANE-2013-14178-00). The last regularly scheduled Council meeting within the 30-day review period is on 11-17-14. The Committee approved filing this bill at its meeting on 10-14-14.

CB14-0720 A bill for an ordinance approving proposed Concession Space and Ground Lease Agreements between the City and County of Denver and The Hertz Corporation, to provide car rental services to the general public at Denver International Airport.

Approves a contract with The Hertz Corporation for a concession agreement and terminal building premise lease in the amount of \$8,214,684 and car rental facilities and ground lease in the amount of \$3,204,760 to provide car rental services to the general public at Denver International Airport through 12-31-2014 (PLANE-201314179-00 and PLANE-2013-14180-00). The last regularly scheduled Council meeting within the 30-day review period is on 11-17-14. The Committee approved filing this bill at its meeting on 10-14-14.

CB14-0721 A bill for an ordinance approving proposed Concession Space and Ground Lease Agreements between the City and County of Denver and Payless Car Rental, Inc., to provide car rental services to the general public at Denver International Airport.

Approves a contract with Payless Car Rental, Inc. for a concession agreement and terminal building premise lease in the amount of \$1,038,100 and car rental facilities and ground lease in the amount of \$234,219 to provide car rental services to the general public at Denver International Airport through 12-31-2014 (PLANE-201314175-00 and PLANE-201314176-00). The last regularly scheduled Council meeting within the 30-day review period is on 11-17-14. The Committee approved filing this bill at its meeting on 10-14-14.

CB14-0849 A bill for an ordinance approving a proposed Concession Agreement between the City and County of Denver and Clear Channel Outdoor, Inc., dba Clear Channel Airports concerning a concession at Denver International Airport.

Approves a concession agreement with Clear Channel Outdoor, Inc. doing business as Clear Channel Airports at a rate of \$150,000.00 annually for a term of five years to provide gate hold television programming and advertising services in the airline gate hold rooms on Concourses A, B, and C (PLANE-201312566-00). The last regularly scheduled Council meeting within the 30-day review period is on 11-17-14. The Committee approved filing this bill by consent on 10-16-14.

Infrastructure & Culture

CB14-0589 A bill for an ordinance approving a proposed Fifth Amendatory Agreement between the City and County of Denver and Regional Transportation District for coordinating, planning and construction for various components of the FasTracks Project.

Adds \$250,000 to the revenue agreement with the Regional Transportation District to be paid to the City for coordinating, planning, and construction of various components of the FasTracks project per the Light Rail System Master Agreement (RC51808-5). The last regularly scheduled Council meeting within the 30-day review period is on 11-17-14. The Committee approved filing this bill by consent on 7-24-14.

CB14-0837 A bill for an ordinance approving an Agreement between CH2M Hill Engineers, Inc. and the City & County of Denver for the Brighton Boulevard Project.

Approves a \$774,325 contract with CH2M Hill Engineers, Inc. for six months of preliminary design of a full, multi-modal reconstruction of Brighton Boulevard between 29th Street and 44th Street in accordance with the conceptual plan outlined by the Brighton Boulevard Redevelopment Project (201418034). The last regularly scheduled Council meeting within the 30-day review period is on 11-17-14. The Committee approved filing this bill by consent on 10-9-14.

Neighborhoods & Planning

CB14-0708 A bill for an ordinance approving a proposed First Amendment to Intergovernmental Agreement between the City and County of Denver and the City of Aurora to establish a mutually binding and enforceable comprehensive development plan for Hampden Town Center and vicinity.

Amends an Intergovernmental Agreement with the City of Aurora to adjust the allowable minimum structure height in Zone C from a minimum of seven stories to a minimum of four stories at the Hampden Town Center in Council District 4 (XC7A009). A PUBLIC HEARING WILL BE HELD AT LEAST ONE WEEK AFTER PUBLICATION. The last regularly scheduled Council meeting within the 30-day review period is on 11-17-14. The Committee approved filing this bill at its meeting on 9-4-14.

CB14-0813 A bill for an ordinance changing the zoning classification for 2298 Clay Street.

Rezones property at 2298 Clay Street from G-MU-3, UO-3 (General Urban, Multi Unit, 3 stories, Use Overlay) to U-MX-2x (Urban, Mixed Use, 2 stories) in Council District 1. A PUBLIC HEARING WILL BE HELD AT LEAST FOUR WEEKS AFTER PUBLICATION. The Committee approved filing this bill at its meeting on 10-15-14.

Safety & Well-being

CB14-0862 A bill for an ordinance approving a proposed Fiscal Year 2015 Amendment to the Amended and Restated Operating Agreement between the City and County of Denver and the Denver Health and Hospital Authority providing for the amounts to be paid for services by the City and County of Denver and by the Denver Health and Hospital Authority during 2015 and amending other provisions of the Operating Agreement.

Approves the Denver Health & Hospital Authority (DHHA) 2015 Operating Agreement under which the City will expend \$58,471,100 for DHHA services and DHHA will pay \$1,487,951 for City services (CE60436-25). The last regularly scheduled Council meeting within the 30-day review period is on 11-17-14. The Committee approved filing this bill at its meeting on 10-14-14.

CB14-0870 A bill for an ordinance approving an Amendatory Funding Agreement between the City and County of Denver and the Denver Health and Hospital Authority regarding funding levels for the construction of the South Westside Clinic and an extension of the Term.

Amends the agreement with Denver Health & Hospital Authority regarding financing and construction of the South West Clinic at 1339 S. Federal Blvd. in Council District 3 to extend the term to 12-31-44 and limits the City's financial obligation to \$22.15 million. The last regularly scheduled Council meeting within the 30-day review period is on 11-17-14. The Committee approved filing this bill at its meeting on 10-14-14.

Technology & Governance

CB14-0753 A bill for an ordinance approving a proposed Agreement between the City and County of Denver and Adobe Systems, Inc., to provide software as a service solution for the denvergov.org website.

Approves a \$3,260,000, 5-year contract with Adobe Systems to provide a Software as a Service solution for the Denvergov.org website, including converting to the cloud and maintenance and licensing (201417941). The last regularly scheduled Council meeting within the 30-day review period is on 11-17-14. The Committee approved filing this bill at its meeting on 9-9-14.

Recap of Bills to be Called Out

Pre-Recess Announcement

Tonight there will be a required public hearing on CB14-0705, changing the zoning classification of 151, 155, 165, 171 and 175 South Harrison Street; a combined required public hearing on CB14-0764, enacting new Urban Center-Cherry Creek North Zone Districts and CB14-0765, changing the zoning classification for multiple properties in the Cherry Creek North business district area, roughly bounded by 1st Avenue, 3rd Avenue, University and Steele Street; and a required public hearing on the Mayor's Proposed 2015 Budget. Anyone wishing to speak on any of these matters must see the Council Secretary to receive a speaker card to fill out and return to her during the recess of Council.

Recess

Council Reconvenes and Resumes its Regular Session

Public Hearings - Bills for Final Consideration

Neighborhoods & Planning

CB14-0705 A bill for an ordinance changing the zoning classification of 151, 155, 165, 171 and 175 South Harrison Street.

Rezones property located at 151, 155, 165, 171, and 175 South Harrison Street from Planned Unit Development 625 to Planned Unit Development 637 under Former Chapter 59, located in Council District 10. A PUBLIC HEARING WILL BE HELD AT LEAST FOUR WEEKS AFTER PUBLICATION. The Committee approved filing this bill at its meeting on 9-18-14.

CB14-0764 A bill for an ordinance relating to the Denver Zoning Code, enacting new Urban Center-Cherry Creek North Zone Districts.

Approves a Legislative Text Amendment to the Denver Zoning Code creating new

C-CCN-3 (Urban Center, Cherry Creek North, 3 stories), C-CCN-4 (Urban Center, Cherry Creek North, 4 stories), C-CCN-5 (Urban Center, Cherry Creek North, 5 stories), C-CCN-7 (Urban Center, Cherry Creek North, 7 stories), C-CCN-8 (Urban Center, Cherry Creek North, 8 stories), and C-CCN-12 (Urban Center, Cherry Creek North, 12 stories) zone districts in District 10. A PUBLIC HEARING WILL BE HELD AT LEAST FOUR WEEKS AFTER PUBLICATION. The Committee approved filing this bill at its meeting on 9-18-14.

CB14-0765 A bill for an ordinance changing the zoning classification for multiple properties in the Cherry Creek North business district area, roughly bounded by 1st Avenue, 3rd Avenue, University and Steele Street.

Approves a Legislative Zoning Map Amendment changing the zoning classification of properties in the Cherry Creek North business district, roughly between 1st and 3rd avenues, University and Steele, from various current zoning classifications to one of the new classifications designed for this area and named C-CCN (Urban Center, Cherry Creek North) followed by the allowed number of stories (4, 5, 7, 8 or 12). A PUBLIC HEARING WILL BE HELD AT LEAST FOUR WEEKS AFTER PUBLICATION. The Committee approved filing this bill at its meeting on 9-18-14.

Public Hearing - Mayor's Proposed 2015 Budget

Bills for Final Consideration

Finance & Services

CB14-0844 A bill for an ordinance approving a proposed Master Purchase Order between the City and County of Denver and General Atomics International Services Corp. for runway de-icing chemicals at Denver International Airport.

Approves a \$20 million master purchase order with General Atomics International Services Corp., doing business as Cryotech Deicing Technology, for runway de-icing chemicals for Denver International Airport through 5-31-15 (0047A0114). The last regularly scheduled Council meeting within the 30-day review period is on 11-10-14. The Committee approved filing this bill by consent on 10-9-14.

CB14-0845 A bill for an ordinance approving a proposed Master Purchase Order between the City and County of Denver and Gateway Air West, Inc., for HVAC filters at Denver International Airport.

Approves a \$1.5 million master purchase order with Gateway Air West, Inc., doing business as Super-Tech Filter, for HVAC filters for Denver International Airport through 5-31-15 (0156A0114). The last regularly scheduled Council meeting within the 30-day review period is on 11-10-14. The Committee approved filing this bill by consent on 10-9-14.

CB14-0846 A bill for an ordinance approving a proposed Purchase Order between the City and County of Denver and Trans-West Truck, Inc., for

sanding trucks at Denver International Airport.

Approves a \$557,574 purchase order with Trans-West Trucks, Inc. for sanding trucks at Denver International Airport (PLANE 15857). The last regularly scheduled Council meeting within the 30-day review period is on 11-10-14. The Committee approved filing this bill by consent on 9-11-14.

CB14-0850 A bill for an ordinance authorizing and approving (i) the use of an amount not to exceed \$45,000,000 of Private Activity Bond Volume Cap Allocation for the purpose of making a mortgage credit certificate election; and (ii) the MCC Program Administration Agreement and the MCC Program Guidelines.

Approves the use of approximately \$45 million of private activity bond volume cap allocation for Mortgage Credit Certificates (MCC) and approves the Program Administrator Agreement and the Program Summary and Guidelines for the 2015 MCC Program to provide qualified first-time homebuyers a federal tax credit of up to \$2,000 per year. The Committee approved filing this bill at its meeting on 10-7-14.

CB14-0851 A bill for an ordinance approving a proposed Purchase Order between the City and County of Denver and Fairmont Designs for certain hotel room furniture for the Hotel and Transit Center at Denver International Airport.

Approves a \$1,441,912.45 purchase order with Fairmont Designs for certain hotel room furniture for the Hotel and Transit Center at Denver International Airport (PARKER 623476). The last regularly scheduled Council meeting within the 30-day review period is on 11-10-14. The Committee approved filing this bill by consent on 10-9-14.

CB14-0852 A bill for an ordinance approving a proposed Purchase Order between the City and County of Denver and Lasvit, Inc. for eight hotel chandeliers for the Hotel and Transit Center at Denver International Airport.

Approves an \$810,869 purchase order with Lasvit, Inc. for eight (8) hotel chandeliers for the Hotel and Transit Center at Denver International Airport (PARKER 624247). The last regularly scheduled Council meeting within the 30-day review period is on 11-10-14. The Committee approved filing this bill by consent on 10-9-14.

CB14-0854 A bill for an ordinance approving a proposed Amendment to a Master Purchase Order between the City and County of Denver and Av-Tech Electronics, Inc., to supply City agencies with goods to convert vehicles into emergency vehicles and maintain the City tornado warning system.

Increases the spending cap in the contract with Av-Tech Electronics from \$150,000 to \$2.5 million through 2-28-17 to supply City agencies with goods to convert vehicles into emergency vehicles, and to maintain the City tornado warning system (0159A0113). The last regularly scheduled Council meeting within the 30-day

review period is on 11-10-14. The Committee approved filing this bill by consent on 10-9-14.

Infrastructure & Culture

CB14-0823 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 "Safety Hazard Elimination Program – 2015 Traffic Signals Upgrade" project and the funding therefor.

Approves a \$1.375 million Intergovernmental Agreement with the Colorado Department of Transportation (CDOT), establishes a capital grant fund number, and appropriates funds to the Safety Hazard Elimination program for upgrades of 5 traffic signals along Colorado Boulevard in Council Districts 6 & 10 (PWADM-201418239). The last regularly scheduled Council meeting within the 30-day review period is on 11-10-14. The Committee approved filing this bill by consent on 10-9-14.

CB14-0833 A bill for an ordinance approving a proposed Purchase Order between the City and County of Denver and Transwest Truck, Inc., to procure four Freightliner Cab and Chassis and four Patch Body PB loaders for pothole patching and street maintenance.

Approves the purchase of four Freightliner M2106 Cab and Chassis, and four Patch Body PB loaders from Transwest Truck, Inc. for pothole patching trucks and street maintenance for \$831,020 (PWOPS0000010756). The last regularly scheduled Council meeting within the 30-day review period is on 11-10-14. The Committee approved filing this bill by consent on 10-9-14.

CB14-0848 A bill for an ordinance rescinding unspent budget from completed Capital Improvements and Capital Maintenance Projects and making appropriations for Capital Improvements and Capital Maintenance Projects.

Rescinds and reappropriates \$577,212 from completed capital building rehabilitation projects to various new capital project priorities City-wide. The Committee approved filing this bill by consent on 10-9-14.

Technology & Governance

CB14-0766 A bill for an ordinance approving a proposed Second Amendatory Agreement between the City and County of Denver and Sierra-Cedar, Inc., to extend the current on call professional services contract for one year.

Extends the on-call professional services contract with Sierra-Cedar one year through 10-31-15 at no additional cost to support implementation of technology projects and augment resources on an as-needed basis during the rebidding process (201102802-02). The last regularly scheduled Council meeting within the

30-day review period is on 11-10-14. The Committee approved filing this bill by consent on 10-2-14.

Government & Finance

CB14-0534 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 State of Colorado Department of Public Health and Environment concerning the "Gulch Park Improvements – Westerly Creek" project and the funding therefor.

Establishes a capital grant fund and appropriates \$500,000 in funds received from the Colorado Department of Public Health & Environment to restore a portion of the Westerly Creek channel in Council District 5 (201416722). The last regularly scheduled Council meeting within the 30-day review period is on 11-10-14. The Committee approved filing this bill by consent on 6-26-14.

Announcement

Dependent upon publication on Monday, November 3, 2014, Council will hold a required public hearing on CB14-0708, approving a proposed First Amendment to Intergovernmental Agreement between the City and County of Denver and the City of Aurora to establish a mutually binding and enforceable comprehensive development plan for Hampden Town Center and vicinity.

And, on Monday, November 3, 2014, City Council will convene as the Ex-Officio Board of Directors of the 14th Street General Improvement District in order to act on the District's proposed 2015 Work Plan, Budget and Mill Levy Certification.

And, on Monday, November 3, 2014, City Council will convene as the Ex-Officio Board of Directors of the Gateway Village General Improvement District. At that time, a public hearing will be held on the District's proposed 2015 Budget, Work Plan and Mill Levy Certification, and the Board will consider approval of those documents.

Also, on Monday, November 24, 2014, Council will hold a required public hearing on CB14-0813, changing the zoning classification for 2298 Clay Street. Any protests against CB14-0813 must be filed with the Council Offices no later than noon on Monday, November 17, 2014.

Adjourn

Pending

For 11-3-14

CR14-0885 Approves the adoption of a 2015 budget and work plan, makes appropriations, and approves a mill levy of the Gateway Village General Improvement District located in Council District 11.

**Required Public Hearing
Final Consideration**

For 11-3-14

CR14-0886 Approves the 2015 Work Plan and 2015 Budget including the 2015 Capital Charges and 2015 Maintenance Charges to the Denver 14th Street General Improvement District (GID) in Council Districts 8 and 9.

Final Consideration

For 11-17-14

CB14-0822 A bill for an ordinance changing the zoning classification for 3301 – 3411 West Nevada Place.

**Required Public Hearing
Final Consideration**

For 11-17-14

CB14-0841 A bill for an ordinance changing the zoning classification for land located at 6900-7100 East 1st 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