

## City Council Meeting of Monday, April 3, 2017

### City and County of Denver

Robin Kniech.....At Large  
Deborah "Debbie" Ortega..... At Large  
Rafael G. Espinoza..... District 1  
Kevin Flynn..... District 2  
Paul D. López.....District 3  
Kendra Black..... District 4  
Mary Beth Susman.....District 5  
Paul Kashmann..... District 6



Jolon Clark..... District 7  
Christopher Herndon..... District 8  
Albus Brooks..... District 9  
Wayne New..... District 10  
Stacie Gilmore..... District 11  
Janna B. Young..... Director  
Kelly Velez..... Clerk

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#### **MEETING ASSISTANCE NOTICE - AMERICANS WITH DISABILITIES ACT AND LANGUAGE INTERPRETATION**

The Council Chambers has listening devices for people with a hearing loss. Request a device from the Council Secretary. The City can provide sign language interpretation, CART (computer assisted real-time transcription), and foreign language interpretation for persons attending City Council meetings. If you need any of these accommodations, please email [dencc@denvergov.org](mailto:dencc@denvergov.org) or call 720-337-2000 three (3) business-days prior to the Council meeting.

#### **CITY COUNCIL AGENDA**

The City Council agenda and meeting schedule are made available for public review during normal business hours at the City & County Building, 1437 Bannock St., Rm. 451, on Thursday afternoons prior to the regularly scheduled Council meeting. The agenda packet is also posted on the City Council website at <https://www.denvergov.org/citycouncil>. Questions on agenda items may be directed to the Denver City Council at 720-337-2000.

#### **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 webcast at <https://denver.legistar.com>.

#### **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, sign up with the Council Secretary either before the meeting starting at 5pm in Rm. 451 of the City & County Building, or during the recess of Council. Speakers must be present to sign a speaker card – no sign-up by proxy permitted. Each speaker is allowed 3 minutes, unless another speaker has yielded his or her time which would result in a maximum of 6 minutes (for required hearings only; no yielding of time for courtesy hearings). Please contact the Denver City Council for more information at 720-337-2000.

#### **GENERAL PUBLIC COMMENT SESSIONS**

Starting at 5pm before the first regularly scheduled Council meeting each month, City Council hosts a 30-minute general public comment session, allowing members of the public to address the full Council with concerns regarding any city matter. Speakers have 3 minutes to speak and must sign up via email at [dencc@denvergov.org](mailto:dencc@denvergov.org), phone at 720-337-2000 or in person in Rm. 451, City & County Building before 4:30pm on the day the general public comment session is scheduled. No sign up by proxy permitted. Please contact the Denver City Council for more information at 720-337-2000.

**PLEDGE OF ALLEGIANCE**

**ROLL CALL**

**APPROVAL OF THE MINUTES**

[17-0386](#) Minutes of Tuesday, March 28, 2017.

**COUNCIL ANNOUNCEMENTS**

**PRESENTATIONS**

**COMMUNICATIONS**

**PROCLAMATIONS**

**RESOLUTIONS**

**Business, Arts, Workforce & Aeronautical Services Committee**

[17-0319](#) **A resolution approving a proposed Lease Agreement between the City and County of Denver and Worldwide Flight Services, Inc. concerning office space at Denver International Airport.**

Approves a lease agreement with Worldwide Flight Services, Inc. for five years and \$50,458 annually for approximately 312 square feet of office space on the apron level of Concourse A to support their ground handling operations with several airlines at Denver International Airport (201732939). The last regularly scheduled Council meeting within the 30-day review period is on 4-24-17. The Committee approved filing this resolution by consent on 3-15-17.

**[17-0343](#) A resolution approving a proposed Third Amendment to an Office Space Lease between the City and County of Denver and Prospect International Airport Services, Inc. concerning office space at Denver International Airport.**

Amends a lease agreement with Prospect International Airlines Services, Inc. by adding five years for a new end date of 12-31-21 for lease of office space in the main terminal and the use of facilities at Denver International Airport to support their operation of wheel chair service provider for the traveling public. There is no change to the contract amount (201309825-03). The last regularly scheduled Council meeting within the 30-day review period is on 4-24-17. The Committee approved filing this resolution by consent on 3-22-17.

**Finance & Governance Committee**

**[17-0341](#) A resolution approving a proposed License Agreement for property at the former Stapleton Airport between the City and County of Denver, Forest City Stapleton, LLC ("FCS"), Park Creek Metropolitan District ("District"), and Stapleton Development Corporation ("SDC") concerning land development.**

Approves a license agreement with Park Creek Metropolitan District to allow the developer to utilize airport property for construction activities to facilitate development at the former Stapleton Airport in the area bounded by I-70, Central park Boulevard, 46th Place and Xenia Street in Council District 8 (201732790). The last regularly scheduled Council meeting within the 30-day review period is on 4-24-17. The Committee approved filing this resolution at its meeting on 3-21-17.

**[17-0346](#) A resolution approving a proposed Master Purchase Order between the City and County of Denver and Aggregate Industries - WCR, Inc., for asphalt plant raw material and related products.**

Approves a \$10 million up to three-year master purchase order with Aggregate Industries - WCR, Inc. for asphalt plant raw materials and related products, including natural sand, crushed sand, ½" rock and ¾" rock, to make asphalt for Public Works Street Maintenance (0812A0117). The last regularly scheduled Council meeting within the 30-day review period is on 4-24-17. The Committee approved filing this resolution by consent on 3-21-17.

**[17-0347](#) A resolution approving a proposed Master Purchase Order between the City and County of Denver and Av-Tech Electronics, Inc., for emergency vehicle lighting.**

Approves an up to four-year \$2.5 million master purchase order with Av-Tech Electronics, Inc. for emergency rooftop vehicle lighting and other components for all City fleet vehicles (0159A0117). The last regularly scheduled Council meeting within the 30-day review period is on 4-24-17. The Committee approved filing this resolution by consent on 3-21-17.

**[17-0350](#) A resolution approving a proposed Amendment to Master Subscription and Professional Services Agreement by and between the City and County of Denver and Exterro, Inc., to extend term and increase funds to continue ongoing support for the City Attorney's E-Discovery system.**

Adds \$564,565.84 to the contract with Exterro, Inc. for a new total of \$925,282.84 and increases the maximum contract liability to cover maintenance, support, new functionality, and professional services for the City Attorney's E-Discovery system (TECHS-201524522). The last regularly scheduled Council meeting within the 30-day review period is on 4-24-17. The Committee approved filing this resolution by consent on 3-21-17.

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

**[17-0053](#) A resolution approving a proposed Second Amendatory Agreement between the City and County of Denver and Mike Quintana, Sr., d/b/a Sloans lake boxing club for use of the Gun Club Building at Sloan's Lake for an amateur boxing club.**

Amends a user agreement with Mike Quintana, Sr., doing business as Sloans Lake Boxing Club, by extending the term by one year for a new end date of 5-31-18 to use the Sloan's Lake Gun Club Building for an amateur boxing club at 5055 West 17th Avenue in Council District 1 (201310532-02). The last regularly scheduled Council meeting within the 30-day review period is on 4-24-17. The Committee approved filing this resolution by consent on 2-21-17.

**[17-0334](#) A resolution granting a revocable permit to Union Jack, LLC d/b/a Jack's Uptown Grille, to encroach into the right-of-way at 1600 East 17th Avenue.**

Grants a revocable permit to Jack's Uptown Grille to encroach into the right-of-way with one awning with support poles and outdoor hanging heaters, one enclosed patio with an awning with support poles and outdoor hanging heaters, and one 30" diameter gas fire bowl/pit with 1" gas line routed down an exterior wall and under the sidewalk at 1600 East 17th Avenue in Council District 9. The Committee approved filing this resolution by consent on 3-21-17.

**[17-0335](#) A resolution approving a proposed Amendatory Agreement between the City and County of Denver and Moore Iacofano Goltsman, Inc. for additional services for the new Component 8 on the Blueprint Denver project.**

Amends a contract with Moore Iacofano Goltsman, Inc. by adding \$150,000 for a new total contract amount of \$850,000 for scenario and traffic modeling, place type details, implementation tools, and meeting organization and facilitation related to the updating of Blueprint Denver, a citywide land use and transportation plan. No change to contract duration (CPLAN-201627182-01). The last regularly scheduled Council meeting within the 30-day review period is on 4-24-17. The Committee approved filing this resolution by consent on 3-21-17.

**[17-0336](#) A resolution laying out, opening and establishing as part of the City street system parcels of land as North Oneida Court, East 1st Avenue and North Pontiac Street near the intersection of East 1st Avenue and North Pontiac Street.**

Dedicates city-owned land as North Oneida Court, East 1st Avenue, and North Pontiac Street, located near the intersection of East 1st Avenue and North Pontiac Street, in Council District 5. The Committee approved filing this resolution by consent on 3-21-17.

**Safety, Housing, Education & Homelessness Committee****[17-0342](#) A resolution approving a proposed Fourth Amendatory Agreement between the City and County of Denver and Volunteers of America Colorado Branch to provide on-call emergency shelter services.**

Amends a contract with Volunteers of America Colorado Branch by subtracting \$20,000 to correct a previous amended amount for a new contract total in the amount of \$1,761,600 to provide housing for families and single women when all the City's emergency shelter beds are full (2013-14480-04). The last regularly scheduled Council meeting within the 30-day review period is on 4-24-17. The Committee approved filing this resolution by consent on 3-22-17.

**BILLS FOR INTRODUCTION****Business, Arts, Workforce & Aeronautical Services Committee****[17-0338](#) A bill for an ordinance approving a proposed Fourth Amendment to Intergovernmental Agreement Between the Town of Morrison, Colorado and the City and County of Denver to increase the amount paid by the City for treatment of wastewater discharge for Red Rocks Amphitheatre.**

Amends an intergovernmental agreement with the Town of Morrison for a lump-sum payment of \$40,000 (total contract not to exceed \$548,500) for a contract term through 10-31-17 to accommodate the volume and quality of the wastewater through wastewater treatment services for Red Rocks Amphitheater (CE45001-4). The last regularly scheduled Council meeting within the 30-day review period is on 4-24-17. The Committee approved filing this bill by consent on 3-22-17.

**Finance & Governance Committee****[17-0330](#) A bill for an ordinance approving the Second Supplemental Infrastructure Funding Agreement between the City and County of Denver and the Denver Urban Renewal Authority relating to Central Park Boulevard Bridge (Phase 2), a fire station, and other infrastructure in Stapleton.**

Approves a supplemental infrastructure funding agreement with Denver Urban Renewal Authority (DURA) whereby DURA agrees to repay from future tax increment revenue the City's 2017 budget allocation of \$8.4 million for the construction of the final span of the Central Park Boulevard Bridge in Council District 8 (FINAN-2017-33342-00). The last regularly scheduled Council meeting within the 30-day review period is on 4-24-17. The Committee approved filing this bill at its meeting on 3-21-17.

**[17-0331](#) A bill for an ordinance approving the Central Park Boulevard Bridge (Phase 2) Funding Agreement between the City and County of Denver and the Park Creek Metropolitan District related to the Central Park Boulevard Bridge (Phase 2) over Sand Creek.**

Approves an intergovernmental agreement with the Park Creek Metropolitan District for \$8.4 million for the design and construction of the final span of the Central Park Boulevard Bridge in Council District 8 (FINAN-2017-33343-00). The last regularly scheduled Council meeting within the 30-day review period is on 4-24-17. The Committee approved filing this bill at its meeting on 3-21-17.

**[17-0332](#) A bill for an ordinance approving the DPS/City Post-Election Bond and Mill Levy Agreement between the City and County of Denver and School District No.1 in the City and County of Denver seeking annual appropriations of a portion of the Stapleton tax increment attributable to the DPS 2016 election.**

Approves an intergovernmental agreement with Denver Public Schools (DPS) to appropriate annually from 2017-2025 an amount equal to the applicable City Retained Tax (CRT) percentage multiplied by Stapleton tax-increment revenue attributable to the DPS 2016 election for the construction of an additional elementary school in Council District 8 (FINAN-2017-33346-00). The last regularly scheduled Council meeting within the 30-day review period is on 4-24-17. The Committee approved filing this bill at its meeting on 3-21-17.

**[17-0333](#) A bill for an ordinance approving the North Fire Station Reimbursement Agreement between the City and County of Denver, the Denver Urban Renewal Authority, and School District No.1 in the City and County of Denver for funding relating to the design and construction of a fire station in the vicinity of 50th Avenue and Central Park Boulevard in Stapleton.**

Approves an agreement with Denver Urban Renewal Authority and Denver Public Schools to reimburse the City for up to \$9.4 million for the development costs of the North Fire Station in Council District 8 (FINAN-2017-33347-00). The last regularly scheduled Council meeting within the 30-day review period is on 4-24-17. The Committee approved filing this bill at its meeting on 3-21-17.

**[17-0340](#) A bill for an ordinance authorizing the purchase of capital equipment from the General Fund.**

Approves a \$93,950 capital equipment purchase of a mobile voter service and polling center from SIDI Spaces, LLC to increase access to voter registration services and polling centers for Denver citizens particularly at peak times. The Committee approved filing this bill by consent on 3-21-17.

**Safety, Housing, Education & Homelessness Committee**

**[17-0329](#) A bill for an ordinance approving a proposed Second Amendatory Agreement between the City and County of Denver and the State of Colorado, Colorado Department of Human Services for Denver childcare facility inspections.**

Amends an intergovernmental agreement with the State of Colorado by extending the contract term for an additional year through 6-30-18, and adding an additional \$640,642 to the revenue amount for a total of \$1,847,645 for reimbursement for the Department of Environmental Health's Public Health Inspection Division's Child Care Facility Inspection Program to provide services related to childcare facility inspections (201521228-02). The last regularly scheduled Council meeting within the 30-day review period is on 4-24-17. The Committee approved filing this bill by consent on 3-22-17.



[17-0352](#) **A bill for an ordinance approving a proposed Second Amendatory Agreement between the City and County of Denver and Denver Health and Hospital Authority for Transitional Residential Treatment (TRT) services.**

Amends a contract with Denver Health and Hospital Authority (DHHA) by adding one year for a new end date of 8-31-17, and adding \$276,013 for a new contract in the amount of \$552,456.50 to provide up to 13 transitional residential treatment beds to individuals at DHHA's detoxification center, Denver CARES, including individuals with high, undermanaged addiction levels who are repetitive users of costly public services including criminal justice, emergency medical, or mental health services and/or detoxification services (2015-23052-02). The last regularly scheduled Council meeting within the 30-day review period is on 4-24-17. The Committee approved filing this bill by consent on 3-22-17.

## **BILLS FOR FINAL CONSIDERATION**

### **Finance & Governance Committee**

[17-0318](#) **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.**

Creates and abolishes various Human Resource job titles and changes certain titles and/or pay grades for existing jobs per the recommendations of a study conducted by consultant Segal Waters. The Committee approved filing this bill by consent on 3-14-17.

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

[17-0314](#) **A bill for an ordinance vacating a portion of North Uno Court between West 13th Avenue and West Wells Place, without reservations.**

Vacates a portion of North Uno Court between West 13th Avenue and West Wells Place, without reservations, in Council District 1. The Committee approved filing this bill by consent on 3-14-17.

## **RECAP OF BILLS TO BE CALLED OUT**

**PRE-RECESS ANNOUNCEMENT**

Tonight there will be a required public hearing on Council Bill 17-0150, changing the zoning classification for 2827 and 2833 West 25th Avenue in Jefferson Park; and, a required public hearing on Council Bill 17-0162, changing the zoning classification of 3325 and 3327 Tejon Street in the Highland neighborhood. Anyone wishing to speak on either 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****Land Use, Transportation & Infrastructure Committee**

**[17-0150](#) A bill for an ordinance changing the zoning classification for 2827 & 2833 West 25th Avenue in Jefferson Park.**

Rezones property located at 2827 and 2833 W 25th Avenue from G-MU-3, UO-3 to G-MS-3, from general urban residential context to general urban main street context, in Council District 1. The Committee approved filing this bill at its meeting on 2-21-17.

**[17-0162](#) A bill for an ordinance changing the zoning classification of 3325 and 3327 Tejon Street in the Highland neighborhood.**

Approves an official map amendment to rezone land at 3325 and 3327 Tejon Street from U-TU-B and DO-4 to PUD-G 16, from urban context, two-building lot to a planned unit development, in Council District 1. The Committee approved filing this bill at its meeting on 2-21-17.

**PRE-ADJOURNMENT ANNOUNCEMENT****ADJOURN**

**PENDING**

FOR 4-17-17

**[17-0161](#) AS AMENDED a bill for an ordinance amending the Denver Zoning Code to revise parking exemptions for pre-existing small zone lots.**

Approves a text amendment to the Denver Zoning Code to revise the Pre-Existing Small Zone Lot parking exemption. The Committee approved filing this bill at its meeting on 2-14-17. On 2-27-17, Council held this item in Committee to 3-20-17. Amended 3-20-17 to ensure that the parking exemption is applied for all uses. Some parking requirements are calculated based on gross floor area while others are on number of units and not explicitly for gross floor area, to further clarify the legislative intent of the proposed bill to emphasize the city's commitment to more comprehensively address transportation demand management strategies in the short term, and to require a Zoning Permit with Informational Notice for all new buildings on Pre-Existing Small Zone Lots that request to use the small lot parking exemption; Enables all expansions to existing buildings to receive the full parking exemption; and clarifies at what point an "existing building" is considered a "new building" for the purposes of applying the small lot parking exemption (i.e., "Voluntary Demolition").

**Final Consideration****Required Public Hearing****[17-0263](#) A bill for an ordinance changing the zoning classification for 3033 East 1st Avenue in Cherry Creek.**

Approves an official map amendment to rezone property located at 3033 East 1st Avenue from PUD #55 to C-CCN-8, planned unit development to Cherry Creek North zoning, in Council District 10. The Committee approved filing this bill at its meeting on 3-7-17.

**Final Consideration****Required Public Hearing**

FOR 4-24-17

[17-0311](#) **A bill for an ordinance to amend Chapter 59 (Zoning) of the Denver Revised Municipal Code relating to the Denver Zoning Code and to amend and restate the Denver Zoning Code.**

Approves a text amendment to the Denver Zoning Code comprised of multiple substantive, clarification, and usability changes across the entirety of the code, prioritized in response to customer and community feedback, industry changes and other factors, to maintain a citywide zoning code that is modern, clear and user-friendly. The Committee approved filing this bill at its meeting on 3-14-17.

**Final Consideration**

**Required Public Hearing**