


<b>CITY COUNCIL</b>		
<b>City and County of Denver</b>		
Carol Boigon..... At Large Doug Linkhart..... At Large Paula E. Sandoval..... District 1 Jeanne Faatz..... District 2 Paul López..... District 3 Peggy Lehmann..... District 4 Marcia Johnson..... District 5 Charlie Brown..... District 6		Chris Nevitt..... District 7 Carla Madison..... District 8 Judy H. Montero..... District 9 Jeanne Robb..... District 10 Michael B. Hancock..... District 11 Lauri Dannemiller..... Director Kelly Velez..... Council Secretary  ROOM 451 CITY & COUNTY BUILDING DENVER COLORADO 80202 720-865-9534 FAX: 720-865-9540 EMAIL: <a href="mailto:dencc@denvergov.org">dencc@denvergov.org</a>

<b>**WEB ACCESS**</b> <b>Live broadcast and audio and video archives can be accessed at</b> <a href="http://www.denvergov.org/citycouncil">http://www.denvergov.org/citycouncil</a>	<b>**REMINDER**</b> As a courtesy to those in attendance, please <b>turn off your cell phones and pagers.</b>
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**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 TTY 720-913-8484 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 720-865-9534.

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**PUBLIC COMMENT DURING PUBLIC HEARINGS**

This is the time of the meeting for the City Council to receive comments from the public regarding items up for consideration scheduled for public hearing. To speak during a public hearing, speaker cards are available during the recess of Council. Each speaker is allowed 3 minutes, unless another speaker has yielded his or her time which would result in a maximum of 6 minutes. Public hearings allow citizens the opportunity to speak in favor or against specific items. The Council President will open the public hearing to receive public comment on that specific item. Upon hearing all public comments, the Council President will close or continue the public hearing. Council may then decide to engage in discussion and/or take action on the item.

# **City Council Agenda and Explanatory Notes**

Meeting Date: Monday, June 14, 2010 5:30 PM

## **Pledge of Allegiance**

## **Roll Call**

## **Approval of Minutes of Monday, June 7, 2010**

## **Council Announcements**

## **Presentations**

## **Communications**

## **Proclamations**

### **CP10-0511 A proclamation honoring Commander Deborah Dilley on the occasion of her retirement.**

Sponsored by Councilmembers Montero, Johnson, Sandoval, Robb, Madison, López, Lehmann, Boigon, Hancock, Linkhart, and Brown.

### **CP10-0517 A proclamation welcoming the National Association of Hispanic Journalists to Denver.**

Sponsored by Councilmembers Montero, Johnson, Sandoval, Robb, Madison, López, Lehmann, Boigon, Hancock, Linkhart, and Brown.

## **Resolutions**

### **Public Amenities**

### **CR10-0503 A resolution correcting Resolution No. 101, Series of 2010 approving a Settlement Agreement in Civil Action No. 09-cv-01748-MSK-KMT. (PUBLIC AMENITIES)**

Corrects Resolution No. 101, Series of 2010, regarding a settlement approved by Council on May 3 involving the Denver Public Library. Councilwoman Lehmann approved filing this resolution.

## **Bills for Introduction**

### **Blueprint Denver**

**CB10-0433 A bill for an ordinance extending the vesting period relating to certain parcels within the Commons Planned Unit Development No. 531. (BLUEPRINT DENVER)**

Amends the Commons PUD #531, generally bounded by Wewatta, Little Raven, 15th and 20th streets, to extend the vesting period for twenty years to 2030 due to changing and complex conditions around the redevelopment of Denver Union Station. PUBLIC HEARING AT LEAST FOUR WEEKS FOLLOWING PASSAGE ON FIRST READING. The Committee approved filing this bill at its meeting on 5-26-10.

### **Finance**

**CB10-0454 A bill for an ordinance amending section 20-52, Denver Revised Municipal Code, to provide consistent procedures for approval and receipt of public and private grants-in-aid. (FINANCE)**

Amends section 20-52 of the code to provide procedures for Council approval of receipt of public and private grants-in-aid that are consistent with procedures for federal and state grants. The Committee approved filing this bill at its meeting on 6-2-10.

### **Neighborhood, Community & Business Revitalization**

**CB10-0468 A bill for an ordinance approving a proposed Third Amendatory Agreement between the City and County of Denver and Mile High Montessori Early Learning Centers, to provide additional carry over funding to complete a playground at the Edna Oliver Head Start site. (NEIGHBORHOOD COMMUNITY & BUSINESS REVITALIZATION)**

Amends the contract with Mile High Montessori Early Learning Centers to reimburse the organization for expenses related to building a playground at the Edna Oliver Head Start site. The last regularly scheduled Council meeting within the 30-day review period is on 6-28-10. The Committee approved filing this bill by consent on 6-3-10.

**CB10-0470 A bill for an ordinance approving a proposed Third Amendatory Agreement between the City and County of Denver and Clayton Family Futures, to provide additional funding to support fall and spring college coursework for staff. (NEIGHBORHOOD COMMUNITY & BUSINESS REVITALIZATION)**

Amends the contract with Clayton Family Futures to add \$23,364 for fall and spring training for staff. The last regularly scheduled Council meeting within the 30-day review period is on 6-28-10. The Committee approved filing this bill by consent on 6-3-10.

**CB10-0514 A bill for an ordinance approving an Amendatory Agreement between the City and County of Denver and Work Options for Women, to provide concessions for the Human Services cafeteria. (NEIGHBORHOOD COMMUNITY & BUSINESS REVITALIZATION)**

Approves a five-year extension to the Work Options for Women contract to extend the agreement through December 31, 2014. This agreement allows the organization to operate food and beverage concessions on the premises of Denver Human Services. The contractor agrees to pay Denver Human Services 1% of annual gross revenues up to \$350,000, 2% of annual gross revenues that are more than \$350,000 but do not exceed \$450,000, and 3% of annual gross revenues that exceed \$450,000. Work Options for Women is not obligated to pay Denver Human Services more than \$20,000 in any calendar year. The last regularly scheduled Council meeting within the 30-day review period is on 6-28-10. The Committee approved filing this bill by consent on 4-2-10.

**Public Amenities**

**CB10-0449 A bill for an ordinance modifying Section 121 of Chapter 39 of the Revised Municipal Code, relating to fees and charges for the City Park Zoo, Gates Tennis Center, Botanic Gardens, and the Pavilion at Central Park. (PUBLIC AMENITIES)**

Modifies admission and facility rental fees at Denver Botanic Gardens; modifies admission fees and codifies facility rental fees at the Denver Zoo; establishes special event rental fees at the Pavilion at Central Park; and provides for the Manager of Parks & Recreation to approve event admission fees set by the operator of Gates Tennis Center. The Committee approved filing this bill at its meeting on 5-26-10.

**CB10-0466 A bill for an ordinance approving a third amendatory agreement between Urban Drainage and Flood Control District and the City & County of Denver for the final design and construction of Replacement and Maintenance of Recreation Trail Bridges and Retaining Walls along the South Platte River. (PUBLIC AMENITIES)**

Adds \$200,000 to the contract with Urban Drainage and Flood Control District (UDFCD) regarding maintenance of trail bridges and retaining walls along the South Platte River, increasing the City's total contribution to \$598,800 (City and UDFCD split the cost 50-50) for work in Council Districts 3, 7 and 9. The last regularly scheduled Council meeting within the 30-day review period is on 6-28-10. The Committee approved filing this bill by consent on 6-3-10.

**Public Works**

**CB10-0396 A bill for an Ordinance approving an Intergovernmental Agreement between the City and County of Denver and the City of Commerce City regarding East 56th Avenue between Quebec and Havana. (PUBLIC WORKS)**

Approves an agreement with Commerce City defining the roles and responsibilities for the improvement of E. 56th Ave. between Quebec and Havana and its on-going maintenance. The last regularly scheduled Council meeting within the 30-day review period is on 6-28-10. The Committee approved filing this bill by consent on 5-14-10.

**CB10-0515 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 Colorado Department of Transportation concerning the "Safety Hazard Elimination FY2010" project and the funding therefor. (PUBLIC WORKS)**

Authorizes receipt and appropriation of \$1,370,594 in Safety Hazard Elimination funds for design and construction of six traffic signals. The last regularly scheduled Council meeting within the 30-day review period is on 6-28-10. The Committee approved filing this bill by consent on 3-26-10.

**CB10-0516 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 Colorado Department of Transportation concerning the "Colorado Boulevard Transit Signal Priority" project and the funding therefor. (PUBLIC WORKS)**

Authorizes receipt and appropriation of \$320,000 for the Colorado Blvd. Transit Signal Priority program. The last regularly scheduled Council meeting within the 30-day review period is on 6-28-10. The Committee approved filing this bill by consent on 3-26-10.

## **Safety**

### **CB10-0392 A bill for an ordinance approving a second amendatory agreement between ACS State & Local Solutions, Inc. and the City & County of Denver for funding of the Photo Traffic Management Program. (SAFETY)**

Extends through June 30, 2011 and adds \$1,340,700 to the contract with ACS State & Local Solutions, Inc for third year funding of the Denver Police Department Photo Radar Traffic Management Program. The last regularly scheduled Council meeting within the 30-day review period is on 6-28-10. The Committee approved filing this bill by consent on 5-20-10.

### **CB10-0472 A bill for an ordinance specifying July 1, 2010 as the last day for acceptance of applications for medical marijuana dispensary licenses under Article XI of Chapter 24, D.R.M.C. (SAFETY)**

Implements part of the new statewide medical marijuana licensing law, HB 10-1284, by putting a 7-1-10 deadline on accepting applications under Denver's medical marijuana licensing ordinance until a new dual state/local system is developed by July 1, 2011. It also adds a provision prohibiting licensure under the proposed new zoning code for locations that were prohibited from licensure on March 1, 2010. The Committee approved filing the bill at its meeting on 6-2-10.

## **Pre-Recess Announcement**

Tonight Council will hold a required public hearing on CB09-0400, changing the zoning classification at 3733, 3789, 3601 Walnut Street and 1420 38<sup>th</sup> Street. Anyone wishing to speak on this matter 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**

## Bills for Final Consideration - Public Hearings

CB09-0400 approves a zoning map amendment. The Council is required by law to conduct hearings on zoning map amendments, and Council's actions are subject to court review. In order to provide a record for court review, testimony is recorded and any items presented to the Council are marked as exhibits and become a part of the record. They may be picked up from the Council Secretary after 30 days or after the conclusion of any court cases. Speakers should begin their remarks by telling the Council their names and cities of residence, and if they feel comfortable doing so, their home addresses.

REQUIRED	<b>CB09-0400A bill for an ordinance changing the zoning classification at 3733, 3789, 3601 Walnut Street and 1420 38th Street., (BLUEPRINT DENVER)</b> Appl. 2009I-00010. Changes the zoning of the 1.36-acre parcel at 3733, 3789, 3601 Walnut and 1420 38th Street from R-MU-30 with height waiver and B-4 to R-MU-30 in Council District 8. The Committee approved filing this bill at its meeting on 7-8-09.
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## Bills for Final Consideration

### **CB10-0432 A bill for an ordinance amending Article XIV (Downtown Historic District Property Tax Rebate Incentive) of Chapter 53 (Taxation and Miscellaneous Revenue) of the Denver Revised Municipal Code. (BLUEPRINT DENVER)**

Amends the Downtown Historic District Tax rebate ordinance to require a single representative of condominium buildings; specify that rebates less than \$100 will not be distributed; and modify annual certification dates to reflect actual practice. The Committee approved filing this bill at its meeting on 5-26-10.

### **CB10-0422 A bill for an ordinance approving an agreement between White Construction Group, LTD and the City & County of Denver for Sloan's Lake Park Maintenance / Marina Improvements Project. (BOND IMPLEMENTATION)**

Approve a \$2,608,210.10 contract with White Construction Group for maintenance and marina improvements at Sloan's Lake Park. The last regularly scheduled Council meeting within the 30-day review period is on 6-28-10. The Committee approved filing this bill by consent on 5-20-10.

**CB10-0428 A bill for an ordinance approving an agreement between Golden Triangle Construction, Inc. and the City & County of Denver for the Ruby Hill Park Improvements Project, Phase I. (BOND IMPLEMENTATION)**

Approves a \$3,181,698.30 contract with Golden Triangle Construction for Phase I improvements at Ruby Hill Park in Council District 7. The last regularly scheduled Council meeting within the 30-day review period is on 6-28-10. The Committee approved filing this bill by consent on 5-20-10.

**CB10-0405 A bill for an ordinance approving a proposed License Agreement between the City and County of Denver and Continental Airlines, Inc., related to leased space at Denver International Airport. (ECONOMIC DEVELOPMENT)**

Approves an agreement with Continental Airlines to license a portion of the Continental hangar ramp area to the City for temporary parking of snow equipment for a one-time payment \$26,582. The last regularly scheduled Council meeting within the 30-day period is on 6-28-10. This bill was approved for filing by consent on 5-13-10.

**CB10-0406 A bill for an ordinance approving a proposed Second Amendment to Agreement between the City and County of Denver and Jacobs Engineering Group Inc. (f.k.a. Carter & Burgess, Inc.) for design and consulting services related to airfield projects at Denver International Airport. (ECONOMIC DEVELOPMENT)**

Extends to December 21, 2015 and adds \$4.5 million to the contract with Jacob Engineering for pavement work on Concourses A & C and adds the contractor to the current MBWE program. The last regularly scheduled Council meeting within the 30-day review period is on 6-28-10. The Committee approved filing the bill by consent on 5-20-10.

**CB10-0408 A bill for an ordinance approving a proposed Third Amendment to an Airport Use and Facilities Lease Agreement between Continental Airlines, Inc. and the City and County of Denver, related to leased space at Denver International Airport. (ECONOMIC DEVELOPMENT)**

Amends the lease agreement to document space changes resulting from Continental's move from Concourse A to B in February, 2010 and authorizes City payment of \$800,000 for the Continental move which will be reimbursed by new tenants. The last regularly scheduled Council meeting within the 30-day review period is on 6-28-10. The Committee approved filing this bill by consent on 5-20-10.



**CB10-0430 A bill for an ordinance approving a proposed Agreement between the City and County of Denver and M.A. Mortenson Co. related to construction services for the Westin Hotel at Denver International Airport. (ECONOMIC DEVELOPMENT)**

Approves a four-year, \$150 million contract with M. A. Mortenson Company (chosen through a competitive request for qualifications process) for Construction Management and General Contractor services for the Westin Hotel at Denver International Airport including a commitment to meeting 21% disadvantaged business participations goals. The last regularly scheduled Council meeting within the 30-day review period is on 6-28-10. The Committee approved filing this bill at its meeting on 5-19-10.

**CB10-0438 A bill for an ordinance approving a proposed Second Amendment to Agreement between the City and County of Denver and RMES Communications, Inc. concerning internet kiosk services at Denver International Airport. (ECONOMIC DEVELOPMENT)**

Reduces the maximum annual guaranteed compensation and increases the Airport Concession Disadvantaged Business Enterprise (ACDB) goals to 36% in the RYMES Communication contract for internet kiosk and related services at DIA. The last regularly scheduled Council meeting within the 30-day review period is on 6-28-10. The Committee approved filing this bill by consent on 5-27-10.

**CB10-0439 A bill for an ordinance approving a proposed Second Amendment to Agreement between the City and County of Denver and RMES Communications, Inc. concerning pay telephone services at Denver International Airport. (ECONOMIC DEVELOPMENT)**

Extends the term to January 31, 2013, reduces the maximum annual guarantee compensation, and reduces the number of pay telephone and calling card machines required in the RYMES Communication contract for telephone and related services at DIA. The last regularly scheduled Council meeting within the 30 day review period is on 6-28-10. The Committee approved filing this bill by consent on 5-27-10.

**CB10-0360 A bill for an ordinance approving a proposed Agreement between the City and County of Denver and Transwest Freightliner, LLC, for three bucket trucks. (FINANCE)**

Approves purchase of three aerial bucket trucks for Public Works from Transwest as part of a purchase financed through All American Investment Group. The last regularly scheduled Council meeting during the 30-day review period is on 6-28-10. The Committee approved filing this bill by consent on 5-20-10.

**CB10-0361 A bill for an ordinance approving a proposed Equipment Lease Purchase Agreement between the City and County of Denver and All American Investment Group, LLC, on behalf of Public Works to acquire four (4) aerial bucket trucks. (FINANCE)**

Authorizes the Manager of Finance to provide financing through a capital lease purchase transaction with All American Investment Group on behalf of Public Works to acquire 4 aerial bucket trucks. The total cost of the trucks is \$747,700. Three of the trucks will be purchased from Transwest and one from OJ Watson. The total amount to be financed is \$603,000. The last regularly scheduled Council meeting during the 30-day review period is on 6-28-10. The Committee approved filing this bill by consent on 5-20-10.

**CB10-0427 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 United States of America concerning the "Emergency Shelter FY2010" program and the funding therefor. (NEIGHBORHOOD COMMUNITY & BUSINESS REVITALIZATION)**

Authorizes the appropriation of \$190,587 for the Emergency Shelter Grant Program for the program year beginning January 1, 2010 from the US Department of Housing and Urban Development to provide homeless services. The last regularly scheduled Council meeting during the 30-day review period is on 6-28-10. The Committee approved filing this bill by consent on 5-20-10.

**CB10-0441 A bill for an ordinance approving a proposed Agreement between the City and County of Denver and Mile High Montessori Early Learning Centers, to provide Head Start services to 275 children. (NEIGHBORHOOD COMMUNITY & BUSINESS REVITALIZATION)**

Approves a contract with Mile High Montessori Early Learning Centers to provide Head Start services to 275 eligible children and families from July 1, 2010 to December 31, 2010. The last regularly scheduled Council meeting within the 30-day review period is on 6-28-10. The Committee approved filing this bill by consent on 5-27-10.

**CB10-0442 A bill for an ordinance approving a proposed Agreement between the City and County of Denver and Clayton Family Futures dba Clayton Educare, to provide Head Start services to 198 children. (NEIGHBORHOOD COMMUNITY & BUSINESS REVITALIZATION)**

Approves a contract with Clayton Educare to provide Head Start services to 198 eligible children and families from July 1, 2010 to December 31, 2010. The last regularly scheduled Council meeting within the 30-day review period is on 6-28-10. The Committee approved filing this bill by consent on 5-27-10.

**CB10-0447 A bill for an ordinance approving and providing for the execution of proposed grant agreements between the City and County of Denver and the United States of America concerning the "Community Development Block Grant FY10" program, the "HOME FY10" program and the "HOPWA FY10" program and the funding therefor. (NEIGHBORHOOD COMMUNITY & BUSINESS REVITALIZATION)**

Accepts a grant from the US Department of Housing and Urban Development and set up budget for the FY 2010 allocation for Community Development Block Grant (CDBG), HOME Investment Partnerships (HOME), and Housing Opportunities for People with AIDS (HOPWA). Total CDBG allocation is \$9,613,417; HOME allocation is \$4,365,893; and HOPWA allocation is \$1,572,773. The last regularly scheduled Council meeting within the 30-day review period is on 6-28-10. The Committee approved filing this bill by consent on 5-27-10.

**CB10-0448 A bill for an ordinance approving a proposed Amendatory Agreement between the City and County of Denver and Bayaud Payroll Services, LLC, to extend the term for the provision of comprehensive payroll services and administrative support for certain employment and training programs under the HIRE Colorado Program. (NEIGHBORHOOD COMMUNITY & BUSINESS REVITALIZATION)**

Approves a two-month extension to October 31, 2010 of the contract with Bayaud Payroll Services for comprehensive administrative support and payroll services to Adult TANF participants and TANF eligible Denver residents. The last regularly scheduled Council meeting within the 30-day review period is on 6-28-10. The Committee approved filing this bill by consent on 5-27-10.

**CB10-0418 A bill for an ordinance making an appropriation from the Golf Enterprise Fund. (PUBLIC AMENITIES)**

Appropriates \$55,000 from the Golf Enterprise Fund for a structural study of Skeel Dam at the Wellshire Golf Course. The Committee approved filing this bill by consent on 5-20-10.

**CB10-0393 A bill for an ordinance approving an amendatory agreement between Public Service Company of Colorado and the City & County of Denver to provide steam service to various Denver facilities. (PUBLIC WORKS)**

Extends the agreement with Xcel Energy to provide steam to heat the Webb Building and Colorado Convention Center to 12/31/2034, with options to renew for 10 year periods, and changes the method for discounting the rate from a complex calculation of inflation indices to a straight 4% discount. The Committee approved filing this bill by consent on 5-27-10.

**CB10-0419 A bill for an ordinance making rescissions and appropriations in the Capital Improvements and Capital Maintenance Fund. (PUBLIC WORKS)**

Rescinds and reappropriates \$2,288,259.97 of existing building facility capital project budgets to consolidate budgets in conformance with 2010 facility budget appropriations in order to track the total expenditures per facility. The Committee approved filing this bill by consent on 5-20-10.

**Announcement**

Dependent upon publication Council will hold a public hearing on Council Bill 10-0433, extending the vesting period relating to certain parcels within the Commons Planned Unit Development No. 531, on Monday, July 12, 2010. Any protests against CB10-0433 must be filed in the Council Office by 5:00 PM on Friday, July 2, 2010.

**Adjourn**

Bills Pending 6/21/2010					
CB #	Committee	Status	Description	Continued From	Hearing
CB10-0431	Blueprint Denver	Final Consid.	Adopts a new zoning code, preserving the former code for parcels retaining zoning classifications regulated under its provisions. PUBLIC HEARING AT LEAST FOUR WEEKS FOLLOWING PASSAGE ON FIRST READING. The Committee approved filing this bill at its meeting on 4-28-10.	5/24/10	Yes