

## City Council of Monday, June 03, 2013

# 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\*\*

**Live video and archives may be  
accessed at**

<http://www.denvergov.org/citycouncil>

### \*\*REMINDER\*\*

As a courtesy to those in attendance,  
please

**turn off your cell phones.**

### MEETING ASSISTANCE NOTICE - AMERICANS WITH DISABILITIES ACT

The Council Chambers has listening devices for the hearing impaired; request a device from the Council Secretary. The City can provide sign language interpretation for persons attending City Council meetings. If you need sign language interpretation, please contact Lorrie Kosinski at 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 720-337-2000.

### AUDIO/VIDEO ACCESS TO CITY COUNCIL MEETINGS

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### PUBLIC COMMENT DURING PUBLIC HEARINGS

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

# **City Council Agenda and Explanatory Notes**

Meeting Date: Monday, June 03, 2013 5:30 PM

## **Pledge of Allegiance**

## **Roll Call**

## **Approval of the Minutes**

## **Council Announcements**

## **Presentations**

## **Communications**

## **Proclamations**

**CP13-0335 A proclamation celebrating the 18th Anniversary of Juniper Village - The Spearly Center in Denver.**

**Sponsored by Councilmembers Ortega, Montero, Brown, and Brooks.**

**CP13-0349 A proclamation celebrating the 30th Anniversary of Girls Inc. of Metro Denver.**

**Sponsored by Councilmembers López, Montero, Susman, Brown, Lehmann, Shepherd, and Brooks.**

## **Resolutions**

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

**CR13-0340 A resolution setting a public hearing relating to the creation of the Bluebird Business Improvement District and approval of the District's 2013 Operating Plan and 2013 Budget**

Sets a public hearing before City Council on the Bluebird Business Improvement District for June 24, 2013, per the requirements of state law. This resolution was approved for filing by Councilwoman Ortega.

### **Health, Safety, Education & Services**

**CR13-0304 A resolution approving the Mayor's reappointments to the Human Rights & Community Relations (HR/CR) Advisory Council.**

Approves the Mayoral re-appointments of Maria Lopez and Nadia Ahmad to the Human Rights & Community Relations Advisory Council for terms effective immediately and expiring April 1, 2015, or until a successor is duly appointed. The Committee approved filing this resolution by consent on 5-16-13.

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

### **CR13-0313 A resolution accepting and approving the plat of Green Valley Ranch Filing No. 68.**

Accepts and approves the final plat of Green Valley Ranch Filing No. 68 at the northeast corner of Tower Rd. and 51st Ave. in Council District 11. The Committee approved filing this resolution by consent on 5-16-13.

### **CR13-0314 A resolution granting a revocable permit to Fox Street Shops, LLC, to encroach into the right-of-way with various items at 3901 Fox Street.**

Grants a revocable permit to Fox Street Shops, LLC to encroach into the public right-of-way with a raised patio with railings, footings, and wall; a corner roof overhang; and handrails at 3901 Fox St. in Council District 9. The Committee approved filing this resolution by consent on 5-16-13.

### **CR13-0326 A resolution granting a revocable permit to Auraria Higher Education Center, to encroach into the right-of-way with various items on Larimer Street between 14th Street and South Bound Speer Boulevard.**

Grants a revocable permit to the Board of Directors of the Auraria Higher Education Center to encroach into the public right-of-way with 18 banner poles and 8 planters along Larimer St. between 14th St. and Southbound Speer Blvd. in Council District 9. The Committee approved filing this resolution by consent on 5-23-13.

## **Bills for Introduction**

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

#### **CB13-0082 A bill for an ordinance amending Article XIII of Chapter 55, section 55-394, Denver Revised Municipal Code concerning the licensing of Pedal- Cabs.**

Revises the City Code to allow the director of Excise and Licenses to set insurance requirements for licensed pedal cab businesses above the current codified minimum through public rulemaking instead of through the ordinance process. The last regularly scheduled Council meeting within the 30-day review period is on 6-24-13. The Committee approved filing this bill at its meeting on 1-30-13.

#### **CB13-0305 A bill for an ordinance authorizing the purchase of capital equipment items from the Culture and Recreation Special Revenue Fund.**

Approves the capital equipment purchase of a \$301,600 Falcon FS95 Easy Reach Lift to replace an existing lift for banner hanging and miscellaneous maintenance at

the Denver Performing Arts Complex. The Committee approved filing this bill by consent on 5-16-13.

**CB13-0306 A bill for an ordinance approving a proposed Concession Agreement between the City and County of Denver and Service America Corporation, d/b/a Centerplate for concession services at the Colorado Convention Center and the Denver Performing Arts Complex.**

Approves a five-year agreement between the City and County of Denver and Service America Corporation for food, beverage, and retail services in the Colorado Convention Center and the City's Performing Arts Complex (THTRS-201310982). The last regularly scheduled Council meeting within the 30-day review period is on 6-24-13. The Committee approved filing this bill at its meeting on 5-15-13.

**CB13-0309 A bill for an ordinance approving a proposed Agreement between the City and County of Denver and Street Source Marketing and Communications, L.L.C., related to marketing services to promote concessions at Denver International Airport.**

Approves a 3-year, \$5,953,845 contract with Street Source Marketing and Communications for a joint marketing fund administrator to create and implement a comprehensive marketing plan to promote airport concessions (201208865). The last regularly scheduled Council meeting within the 30-day review period is on 6-24-13. The Committee approved filing this bill at its meeting on 5-15-13.

**CB13-0310 A bill for an ordinance approving a proposed First Amendment and Modification Agreement between the City and County of Denver and Denver Rescue Mission, to modify the terms and conditions of the Loan Agreement.**

Amends the existing loan agreement to increase allowable prior encumbrances from \$5,300,000 to \$7,000,000 to allow Denver Rescue Mission to rehabilitate an existing facility and construct a new facility at 6090 E. Smith Rd. in Council District 11 (GE5A030). The last regularly scheduled Council meeting within the 30-day review period is on 6-24-13. The Committee approved filing this bill at its meeting on 5-15-13.

**CB13-0322 A bill for an ordinance approving a proposed Grant Agreement between the City and County of Denver and the State of Colorado related to rehabilitation of Peña Boulevard at Denver International Airport.**

Accepts a grant from the Colorado Department of Transportation, Division of Aeronautics, for rehabilitation of Peña Boulevard to occur in 2013-2015, and to cover the costs of its use by non-airport drivers per compliance with Federal Aviation Administration (FAA) requirements (PLANE 201310740-00). The last regularly scheduled Council meeting within the 30-day review period is on 6-24-13. The Committee approved filing this bill at its meeting on 5-22-13

**Government & Finance**

**CB13-0312 A bill for an ordinance modifying the Comcast cable franchise agreement to extend the term of the franchise for an additional three months to September 30, 2013, subject to additional month-to-month extensions thereafter upon the written approval of the Mayor.**

Extends the current Comcast franchise agreement for a three month period, through September 30, 2013, and allows three one-month extensions with the approval of the Mayor. The Committee approved filing this bill by consent on 5-16-13.

**CB13-0321 A bill for an ordinance approving a proposed Second Amendatory Agreement between the City and County of Denver and West Publishing Corporation d/b/a Thomson West, to extend the contract and add additional funds.**

Adds \$1,125,000 and five years to the contract with West Publishing Corporation doing business as Thomson West for electronic legal research for the City Attorney's Office (CE85004-02). The last regularly scheduled Council meeting within the 30-day review period is on 6-24-13. The Committee approved filing this bill by consent on 5-23-13.

**CB13-0324 A bill for an ordinance approving a proposed Master Purchase Order between the City and County of Denver and Pearson & Pearson dba Front Range Wholesale Restaurant Supply, adds additional and extends the agreement.**

Adds \$3,000,000 to the Front Range Wholesale Restaurant Master Purchase Order (0181A0211) for food for the two Denver jails and Family Crisis Center for a total of \$6,000,000 through March 1, 2015. The last regularly scheduled Council meeting within the 30-day review period is on 6-24-13. The Committee approved filing this bill by consent on 5-23-13.

**CB13-0325 A bill for an ordinance approving a proposed Master Purchase Order between the City and County of Denver and SYSCO Food Services of Denver, adds additional funds and extends the agreement.**

Adds \$3,000,000 to the Sysco Food Services Master Purchase Order (0181A0111) for food for the two Denver jails and Family Crisis Center for a total of \$5,000,000 through March 1, 2015. The last regularly scheduled Council meeting within the 30-day review period is on 6-24-13. The Committee approved filing this bill by consent on 5-23-13.

**CB13-0332 A bill for an ordinance repealing Article 16, Sections 2-341, 2-342 and 2-343 of Chapter 2 D.R.M.C., regarding Geographic Information System in its entirety.**

Repeals the licensing requirements for use of Denver-owned Global Information Systems (GIS) data. The Committee approved filing this bill at its meeting on 5-22-13.

**Health, Safety, Education & Services**

**CB13-0307 A bill for an ordinance authorizing expenditures in the Human Services Special Revenue Fund based on a letter of intent from the United States of America to award funding for the "Continuum of Care (CoC)—Dave's Place FY13-14" program.**

Authorizes the appropriation of \$17,045 from the U.S. Dept. of Housing and Urban Development (HUD) from 2013-2014 funding for Shelter Plus Care-Dave's Place to provide twelve units of project-based rental assistance for the Dave's Place project to help chronically homeless individuals with mental illnesses obtain and remain in housing. Based on the Letter of Intent, the award amount is \$68,181 for the period of May 1, 2013 through April 30, 2014. The Committee approved filing this bill by consent on 5-16-13.

**CB13-0308 A bill for an ordinance authorizing expenditures in the Human Services Special Revenue Fund based on a letter of intent from the United States of America to award funding for the "Continuum of Care (CoC)—Housing First FY13-14" program.**

Authorizes the appropriation of \$228,317 from the U.S. Dept. of Housing and Urban Development (HUD) from the 2013-2014 funding for Shelter Plus Care-Housing First to provide 102 units of tenant-based rental assistance for the Housing First project to help chronically homeless individuals with mental illnesses obtain and remain in housing. Based on the Letter of Intent, the award amount will be \$913,270 for the period of April 1, 2013 through March 31, 2014. The Committee approved filing this bill by consent on 5-16-13.

**Land Use, Transportation & Infrastructure**

**CB13-0200 A bill for an ordinance approving a proposed Fifth Amendatory Agreement between the City and County of Denver and Earth Force, Inc., to provide a water quality educational program.**

Amends the contract with Earth Force, Inc. to extend it through Dec. 31, 2013 and add \$129,800, for a new total of \$654,600, for a Water Quality Public Education and Outreach Program, "Keep it Clean, from Drain to Stream", a public education and outreach program designed to improve compliance by fostering behavioral changes, initiated in 2007 to meet requirements of the City's State Discharge Permit for stormwater discharges from the City's Municipal Separate Storm Sewer System (CE71037). The last regularly scheduled Council meeting within the 30-day review period is on 6-24-13. The Committee approved filing this bill by consent on 3-28-13.

**CB13-0293 A bill for an ordinance approving a proposed Agreement between the City and County of Denver and Layne Heavy Civil, Inc., for Parkhill Storm PH IV-A /51st and St. Paul Sanitary improvements.**

Approves a \$6,282,737 contract with Layne Heavy Civil, Inc. for the Parkhill Storm PH IV-A /51st and St. Paul Sanitary improvements to reduce flooding in Council District 8 (201309641). The last regularly scheduled Council meeting within the 30-day review period is on 6-24-13. The Committee approved filing this bill by consent on 5-2-13.

**CB13-0311 A bill for an Ordinance approving a User Agreement with Mike Quintana, Sr., d/b/a Sloan's Lake Boxing Club for use of the Gun Club Building at Sloan's Lake for an amateur boxing club.**

Approves a new user agreement for Sloans Lake Boxing Club to continue to occupy the Gun Club Building in Sloans Lake Park through May 31, 2015. The last regularly scheduled Council meeting within the 30-day review period is on 6-24-13. The Committee approved filing this bill by consent on 5-16-13.

**CB13-0328 A bill for an ordinance revoking the revocable permits granted by Ordinance No. 278, Series of 1989 and Ordinance No. 798, Series of 1989, to the Department of the Army Corps of Engineers to encroach into the right-of-way at Montview Boulevard and Yosemite Street.**

Revokes the revocable permit granted by Ordinance # 278, Series of 1989, and Ordinance # 798, Series of 1989, to the Department of the Army Corps of Engineers to encroach into the public right-of-way with a 16-inch water line and meters at Montview Blvd. and Yosemite St. in Council District 11. The last regularly scheduled Council meeting within the 30-day review period is on 6-24-13. The Committee approved filing this bill by consent on 5-23-13.

**CB13-0329 A bill for an ordinance revoking the revocable permit granted by Ordinance No. 11, Series 2005 to Denver Public Schools at 2880 West 8th Avenue.**

Revokes the revocable permit granted by Ordinance # 11, Series of 2005, to Denver Public Schools to encroach into the public right-of-way with a remediation system consisting of four 1-inch pipes and two 5-inch pipes at 2880 W. 8th Ave. in Council District 9. The last regularly scheduled Council meeting within the 30-day review period is on 6-24-13. The Committee approved filing this bill by consent on 5-23-13.

**CB13-0331 A bill for an ordinance approving the Second Amendatory Agreement between the City and County of Denver and the Colorado Rockies Baseball Club, Ltd.**

Extends until April 21, 2017, the contract with Colorado Rockies Baseball Club, Ltd., which allows the Denver Metropolitan Major League Stadium District the authority to maintain improvements constructed by the District; allows Public Works to receive revenue from meter sacking; and authorizes the contracting of off-duty Denver police officers (XC51022-2). The last regularly scheduled Council meeting within the 30-day review period is on 6-24-13. The Committee approved filing this bill by consent on 5-23-13.

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

### **Pre-Recess Announcement**

**Tonight there will be a required public hearing on CB13-0227, changing the**

**zoning classification of certain properties into the Curtis Park Conservation Overlay District; a required public hearing on CB13-0228, changing the zoning classification of 11100 and 11150 East Dartmouth Avenue and 3101 South Parker Road; and a required public hearing on CB13-0265, changing the zoning classification at 1101 North Quebec Street. 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**

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

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

Extends the CO-2 (Curtis Park Conservation Overlay District) regarding some building coverage allowances to all RH (Row House) zone districts within the Curtis Park H Historic District in Council District 8. A PUBLIC HEARING WILL BE HELD AT LEAST FOUR WEEKS AFTER PUBLICATION. The Committee approved filing this bill at its meeting on 4-9-13.

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

Changes the zoning classification of PUD #309 (Former Chapter 59 Planned Unit Development) to PUD-G (Planned Unit Development - General) at 11150 & 11100 E. Dartmouth Ave. and 3101 S. Parker Road in Council District 4. A PUBLIC HEARING WILL BE HELD AT LEAST FOUR WEEKS AFTER PUBLICATION. The Committee approved filing this bill at its meeting on 4-16-13.

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

Changes the zoning classification from E-SU-Dx (Urban Edge Context, Single Unit, min. 6,000 square foot lot, Suburban House building form) to OS-A (Open Space, Public Park) at 1101 Quebec St. in Council District 5. A PUBLIC HEARING WILL BE HELD AT LEAST FOUR WEEKS AFTER PUBLICATION. The Committee approved filing this bill at its meeting on 4-16-13.

### **Bills for Final Consideration**

#### **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.**

Approves a \$1,600,000, up to five-year contract, with Telos ID to provide services related to the Transportation Security Administration's mandated background checks on airport badge applicants (CE-201208848). The last regularly schedule Council meeting within the 30-day review period is on 6-10-13. The Committee approved filing this bill by consent on 5-9-13.

**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.**

Approves a \$582,334 contract with The Parker Company to coordinate furniture, fixtures and operating, supplies and equipment purchases for the Denver International Airport Westin Hotel (201208377). The last regularly schedule Council meeting within the 30-day review period is on 6-10-13. The Committee approved filing this bill by consent on 5-9-13.

**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.**

Approves a \$2,000,000 contract with Ned Kahn Studio, Inc. to design, fabricate and install signature artwork for the exterior plaza area between the existing Jeppesen Terminal and the new Westin Hotel at Denver International Airport (201310482). The last regularly scheduled Council meeting within the 30-day review period is on 6-10-13. The Committee approved filing this bill at its meeting on 5-8-13.

**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.**

Approves a \$500,000 contract with Denver Urban Renewal Authority (DURA) for the Single Family Rehabilitation Program. The last regularly scheduled Council meeting within the 30-day review period is on 6-10-13. The Committee approved filing this bill at its meeting on 5-8-13.

## **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.**

Approves an amendment to a contract for years three through five of a five-year contract with JVA Consulting, LLC for \$788,805 for grant planning, research,

management, and writing services (FINAN-201101318-02). The last regularly scheduled Council meeting within the 30-day review period is on 6-10-13. The Committee approved filing this bill at its meeting on 5-1-13.

**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.**

Accepts the title to Tract A of Green Valley Ranch Filing No. 56 and conveys it to School District No. 1 in the City and County of Denver for construction of a school in accordance with the subdivision rules and regulations and the Green Valley Ranch North Development Agreement in Council District 11. The last regularly scheduled Council meeting within the 30-day review period is on 6-10-13. The Committee approved filing this bill by consent on 5-9-13.

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

Approves a supplemental ordinance for \$705,000 to fund and implement the agreement previously passed by City Council approving a property exchange with Denver Public Schools. The Committee approved filing this bill by consent on 5-9-13.

**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.**

Approves a \$1,000,000 master purchase order with Econolite Control Products, Inc. for procurement of Traffic Signal Controller Cabinets (0264A0111). The last regularly scheduled Council meeting within the 30-day review period is on 6-10-13. The Committee approved filing this bill by consent on 5-9-13.

## **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.**

Approves a third amendment to the on-call contract with Colorado Boring Company to extend it for one year to May 14, 2014, and adds \$850,000, for a new maximum amount of \$2,800,000 (OC91391). The last regularly scheduled Council meeting within the 30-day review period is on 6-10-13. The Committee approved filing this bill by consent on 4-18-13.

**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.**

Approves a \$3,245,035.40 contract with Insituform Technologies, LLC for rehabilitation of 155,306 lineal feet of sanitary sewer mains with structural deterioration problems throughout the City (201309916). The last regularly scheduled Council meeting within the 30-day review period is on 6-10-13. The Committee approved filing this bill by consent on 4-25-13.

## **Announcement**

**Dependent upon adoption, on Monday, June 24, 2013, Council will hold a public hearing on CR13-0340, relating to the creation of the Bluebird Business Improvement District and approval of the District's 2013 Operating Plan and 2013 Budget.**

## **Adjourn**

## **Pending**

**For 6-17-13**

**CB13-0156 A bill for an ordinance changing the zoning classification at approximately 16th Avenue between Fillmore Street and Milwaukee Street.**

**Required Public Hearing  
Final Consideration**