


| CITY COUNCIL | | |
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| City and County of Denver | | |
| 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: dencc@denvergov.org |

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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, December 13, 2010 5:30 PM

Pledge of Allegiance

Roll Call

Approval of Minutes of Monday, December 6, 2010

Council Announcements

Presentations

Communications

Proclamations

Resolutions

Land Use, Transportation & Infrastructure

CR10-1070 A resolution amending Resolution No. 79, Series of 2008, to amend the legal description and to add additional items contained in the revocable permit issued to The Vidette LLC, to encroach into the right-of-way at 3353 Larimer Street and 3300 Walnut Street with various items. (LAND USE, TRANSPORTATION & INFRASTRUCTURE)

Amends Resolution No. 79, Series of 2008, granting a revocable permit to The Vidette, to add boundary areas and the following encroachments in the right-of-way: 4 ADA handicap ramps, 1 set of stairs and 2 concrete pads for sculptural work at 3353 Larimer and 3300 Walnut in Council District 9. The Committee approved filing this resolution by consent on 12-2-10.

CR10-1072 A resolution granting a revocable permit to CPI Sage Eth Denver, LLC to encroach into the right-of-way with various items at 1405 Curtis St. (LAND USE, TRANSPORTATION & INFRASTRUCTURE)

Grants a revocable permit to CPI Sage Eth Denver to encroach into the right-of-way with a Marquee canopy, a bench attached to the building, art display, a totem sign, a steel bar canopy, and 1 sign at 1405 Curtis in Council District 8. The Committee approved filing this resolution by consent on 12-2-10.

CR10-1074 A resolution laying out, opening and establishing as part of the city street system certain parcels of land as Amherst Ave. located at Amherst Ave. between S. Colorado Blvd. and S. Birch St. (LAND USE, TRANSPORTATION & INFRASTRUCTURE)

Dedicates existing City owned land as part of Amherst Ave. between S. Colorado Blvd. and S. Birch St. in Council District 4. The Committee approved filing this resolution by consent on 12-2-10.

CR10-1075 A resolution laying out, opening and establishing as part of the city street system certain parcels of land as Yale Ave. located at Yale Ave. between S. Colorado Blvd., and S. Clermont Dr., and the intersection of Yale Ave. and S. Monaco St. Pkwy. (LAND USE, TRANSPORTATION & INFRASTRUCTURE)

Dedicates existing City owned land as Yale Ave. between S. Colorado Blvd. and S. Clermont Dr., and at the intersection of Yale and S. Monaco in Council District 4. The Committee approved filing this resolution by consent on 12-2-10.

Bills for Introduction

Business, Workforce & Sustainability

CB10-1079 A bill for an Ordinance approving a proposed Amendatory Agreement between the City and County of Denver and Waste Management of Colorado, Inc. (WMI) for the collection of solid waste materials at Denver Arapahoe Disposal Site and the WMI operated transfer stations. (BUSINESS, WORKFORCE & SUSTAINABILITY)

Approves an amendment to extend the agreement with Waste Management of Colorado, Inc. for two months to continue the disposal and hauling services for waste materials collected by the City and delivered to Denver Arapahoe Disposal Site (DADS) either directly or via one of the vendor's transfer stations (CE02007-1). The last regularly scheduled Council meeting within the 30-day review period is on 1-3-11. The Committee approved filing this bill at its meeting on 12-8-10.

Government Affairs & Finance

CB10-1065 A bill for an ordinance amending the classification and pay plan for employees in the Career Service and for certain employees not in the Career Service. (GOVERNMENT AFFAIRS & FINANCE)

Approves classifications for Budget Management Supervisor, Computer Operations Supervisor, Elevator Inspector, Hearings Reporter, Public Art Coordinator, and Secretarial Assistant to the Mayor's Office to be abolished. The Committee approved filing this bill by consent on 12-2-10.

CB10-1077 A bill for an ordinance making rescissions of budget balances to close out grants, and transferring grant cash balances to or from the General Fund. (GOVERNMENT AFFAIRS & FINANCE)

Approves closing out various grant budgets and cash balances to be rescinded and transferred to the General Fund. The Committee approved filing this bill by consent on 12-2-10.

CB10-1078 A bill for an ordinance making rescissions and appropriations in the General Fund. (GOVERNMENT AFFAIRS & FINANCE)

Approves year-end adjustments to Public Works operating budgets by rescinding \$600,000 from Public Works Administration and Transportation funds and reappropriating same to the Public Works Operations fund. The Committee approved filing this bill by consent on 12-2-10.

CB10-1084 A bill for an ordinance making rescissions and appropriations in the General Fund and making a supplemental appropriation from the General Contingency Fund to the Department of Safety. (GOVERNMENT AFFAIRS & FINANCE)

Approves year-end adjustments to Safety operating budgets, including rescissions, reappropriations and a supplemental appropriation (\$1,040,000), most of which are covered by additional revenues. The Committee approved filing this bill by consent on 12-2-10.

Health, Safety, Education & Services

CB10-0932 A bill for an ordinance approving an agreement between AP Mountain States, LLC d/b/a Adolfson & Peterson Construction and the City & County of Denver for construction of the new Stapleton Library at 29th Drive & Roslyn Street. (HEALTH, SAFETY, EDUCATION & SERVICES)

Extends the \$5,734,757 Contract Management/General Contractor Agreement with Adolfson & Peterson Construction to construct the new Stapleton Library at the southwest corner of the intersection of 29th Drive and Roslyn Street. The last regularly-scheduled Council meeting within the 30-day period is on 1-3-11. The Committee approved filing this bill at its meeting on 10-26-10.

CB10-0988 A bill for an ordinance approving a proposed Amendatory Agreement between the City and County of Denver and Colorado Health Network, Inc. d/b/a Colorado AIDS Project for the purpose of providing additional HOPWA funds. (HEALTH, SAFETY, EDUCATION & SERVICES)

Adds \$156,220 to the contract with Colorado Health Network, Inc. d/b/a Colorado Aids Project, for additional permanency and rental assistance services. The last regularly-scheduled Council meeting within the 30-day period is on 1-3-11. The Committee approved filing this bill by consent on 10-11-10.

CB10-1057 A bill for an ordinance approving a proposed Sixth Amendatory Agreement between the City and County of Denver and the State of Colorado, Judicial Department, to support probation officers to manage misdemeanor cases in Drug Court and provide juvenile mental health and gang prevention services. (HEALTH, SAFETY, EDUCATION & SERVICES)

Adds \$246,323.67 to the agreement between the Crime Prevention and Control Commission and the State Judicial Department to support probation officers to manage misdemeanor cases in Drug Court and provide juvenile mental health and gang prevention services. The last regularly-scheduled Council meeting within the 30-day period is on 1-3-11. The Committee approved filing this bill by consent on 11-24-10.

CB10-1064 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 "Community-Defined Solutions to Violence Against Women" program and the funding therefor. (HEALTH, SAFETY, EDUCATION & SERVICES)

Accepts \$750,000 in federal funding for the City's cross-agency work to respond to violence against women. The Committee approved filing this bill by consent on 12-2-10.

Land Use, Transportation & Infrastructure

CB10-0907 A bill for an ordinance relating to Chapter 54 (Traffic Regulations), Denver Revised Municipal Code, to amend Section 54-511(a) to eliminate certain constraints on parking restrictions at metered parking. (LAND USE, TRANSPORTATION & INFRASTRUCTURE)

Deletes reference to parking meter time limits in order to facilitate new meter technology to provide flexibility such as overnight parking in Downtown. The Committee approved filing this bill at its meeting on 11-30-10.

CB10-0972 A bill for an ordinance designating certain properties as being required for public use and authorizing use and acquisition thereof by negotiation or through condemnation proceedings including all improvements, fixtures, licenses, permits, access points and any other rights and interests related or appurtenant to properties so designated. (LAND USE, TRANSPORTATION & INFRASTRUCTURE)

Authorizes acquisition of ten permanent easements to facilitate replacement of parts of the Goldsmith Gulch storm sewer system near Evans between Holly and Monaco in Council District 6. The Committee approved filing this bill by consent on 11-10-10.

CB10-1063 A bill for an ordinance approving an agreement between B T Construction, Inc. and the City & County of Denver for the 2010 General Storm Drainage Project, Phase I. (LAND USE, TRANSPORTATION & INFRASTRUCTURE)

Approves a \$1,951,743.59 contract with BT Construction for various small scale storm sewer projects, both new and replacement, at several locations throughout the City. The last regularly-scheduled Council meeting within the 30-day review period is on 1-3-11. The Committee approved filing this bill by consent on 12-2-10.

CB10-1086 A bill for an ordinance relating to Ordinance 333, Series of 2010, amending section 4 thereof by extending the zoning administrator's authority to approve administrative alternatives to the zoning code. (LAND USE, TRANSPORTATION & INFRASTRUCTURE)

Extends for 3 months, through March 2011, the authority granted the zoning administrator in the ordinance enacting the new zoning code to approve alternatives to building form in specific circumstances during the 6-month transition period to the new code. The Committee approved filing this bill at its meeting on 11-30-10.

Special Issues

CB10-1039 A bill for an ordinance amending Article II of Chapter 37, D.R.M.C. to add the unlicensed operation of a medical marijuana dispensary as a class one public nuisance offense. (SPECIAL ISSUES)

Adds operating an unlicensed medical marijuana dispensary to the City nuisance abatement ordinance. The Committee approved filing this bill at its meeting on 11-15-10.

Recap of Bills to be Called Out

Recess

Council Reconvenes and Resumes its Regular Session

Bills for Final Consideration

Business, Workforce & Sustainability

CB10-1049 A bill for an ordinance approving a proposed Master Purchase Order between the City and County of Denver and Asgard Energy, LLC, to provide the City and County of Denver with natural gas. (BUSINESS, WORKFORCE & SUSTAINABILITY)

Approves a Master Purchase Order through December 31, 2013 between the City and Asgard Energy for an amount to exceed \$500,000 annually to provide the City and County of Denver with natural gas. The last regularly scheduled Council meeting within the 30-day review period is on 12-20-10. The Committee approved filing this bill by consent on 11-24-10.

CB10-1054 A bill for an ordinance approving a proposed Amended and Restated Lease Agreement between the City and County of Denver and Convenience Retailers LLC concerning a gas station, convenience store and auto repair shop at Denver International Airport. (BUSINESS, WORKFORCE & SUSTAINABILITY)

Approves a third amendment to the contract with Convenience Retailers, LLC to establish a Quiznos within the Conoco gas station located on DIA property for additional annual revenue in the amount of \$219,425.67. The last regularly scheduled Council meeting within the 30-day review period is on 12-20-10. The Committee approved filing this bill by consent on 11-24-10.

CB10-1055 A bill for an ordinance approving a proposed Third Amendment to Concession Agreement between the City and County of Denver and Concessions Denver, LLC concerning a concession at Denver International Airport. (BUSINESS, WORKFORCE & SUSTAINABILITY)

Approves a third amendment to the concession agreement between the City & County of Denver and Concessions Denver, LLC d.b.a. Rocky Mountain Chocolate Factory to allow the concessionaire to hold over at its current rate of compensation at the end of its term until a Request for Proposal (RFP) process for the space is completed. The last regularly scheduled Council meeting within the 30-day review period is on 12-20-10. The Committee approved filing this bill by consent on 11-24-10.

CB10-1056 A bill for an ordinance approving a proposed First Amendment to the Professional Services Agreement between Petropro Engineering, Inc. and the City and County of Denver, related to management of oil and gas wells at Denver International Airport. (BUSINESS, WORKFORCE & SUSTAINABILITY)

Approves a first amendment to the professional services agreement between the Department of Aviation and Petropro Engineering, Inc. to provide professional services and expertise in the management of the day to day operation of 76 oil and gas wells. The amendment will add three additional years through April 1, 2014 and will add \$1,560,690 to the contract. The last regularly scheduled Council meeting within the 30-day review period is on 12-20-10. The Committee approved filing this bill by consent on 11-24-10.

Government Affairs & Finance

CB10-0984 A bill for an Ordinance approving an Amendment of an on-call professional services agreement by and between the City and County of Denver and eCommerce Systems. (GOVERNMENT AFFAIRS & FINANCE)

Approves a contract extension with eCommerce Systems through August 31, 2011 and to add \$600,000 for a total contract of \$1,050,000, for on-call professional services. The last regularly scheduled Council meeting within the 30-day review period is on 12-20-10. The Committee approved filing this bill by consent on 11-11-10.

CB10-1047 A bill for an ordinance authorizing expenditures in the Employees Voluntary Salary Redirection Plan Special Trust Fund for Uninsured Medical Expense, Dependent Care Expense, and Qualified Parking Expense. (GOVERNMENT AFFAIRS & FINANCE)

Approves spending authority in the amount of \$5,256,226 for the 2011 Flexible Spending, Qualified Parking and Health Savings Account Programs. The Committee approved filing this bill by consent on 11-24-10.

CB10-1048 A bill for an ordinance authorizing expenditures from the Dental Self-Insurance Fund. (GOVERNMENT AFFAIRS & FINANCE)

Approves an appropriation in the amount of \$8,622,089 for the 2011 Self-Insured Dental Fund which supports the provision of dental services for City employees. The Committee approved filing this bill by consent on 11-24-10.

CB10-1052 A bill for an ordinance authorizing the transfer of funds from the Central Platte Service Center grant fund to the Wastewater Management Enterprise Fund effective for calendar year 2010. (GOVERNMENT AFFAIRS & FINANCE)

Approves the transfer of \$1.5 million from the Central Platte Service Center grant fund to the Wastewater Management Enterprise Fund as part of the Central Platte Service Center funding plan. The Committee approved filing this bill by consent on 11-24-10.

CB10-1053 A bill for an ordinance amending Ordinance 794, Series of 2006 concerning the "Energy Assistance " program in the Human Services Special Revenue Fund; establishing an "Energy Efficiency Assistance" fund in the General Government Special Revenue Fund and the means for authorizing expenditures from such fund; and making a transfer of cash from the Human Services Special Revenue Fund to the General Government Special Revenue Fund. (GOVERNMENT AFFAIRS & FINANCE)

Approves an amendment to Ordinance 794, Series 2006 concerning the Energy Assistance Fund to establish a new fund in the Office of Economic Development to administer the Energy Efficiency Program and to transfer cash from the Energy Assistance Fund to the new Energy Efficiency Program fund. The Committee approved filing this bill at its meeting on 11-24-10.

Health, Safety, Education & Services

CB10-0979 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 concerning the "Promoting Safe and Stable Families FY10-11" program and the funding therefor. (HEALTH, SAFETY, EDUCATION & SERVICES)

Accepts \$403,750 in year two funding of the Promoting Safe and Stable Families grant providing permanency planning services to children in the child welfare system. The last regularly scheduled Council meeting within the 30-day period is on 12-20-10. The Committee approved filing this bill by consent on 11-11-10.

CB10-0998 A bill for an ordinance approving a proposed Fourth Amendatory Agreement between the City and County of Denver and Justice Benefits, Inc., extending the contract through December 31, 2012. (HEALTH, SAFETY, EDUCATION & SERVICES)

Extends the current commission based contract with Justice Benefits Inc. to assist in claiming reimbursements from the State Criminal Alien Assistance Program through December 31, 2012. The last regularly scheduled Council meeting within the 30-day period is on 12-20-10. The Committee approved filing this bill by consent on 11-11-10.

CB10-1026 A bill for an Ordinance approving an proposed Amendatory Agreement by and between the City and County of Denver and US eDirect, Incorporated for additional project management functions to assist the Recreation Department in implementing the new purchase of service system. (HEALTH, SAFETY, EDUCATION & SERVICES)

Adds \$42,000 to the contract (for a total of \$725,880) with US eDirect, Inc. for additional project management functions to assist the Recreation Department in implementing the new Purchase of Service system. The last regularly scheduled Council meeting within the 30-day period is on 12-20-10. The Committee approved filing this bill by consent on 11-24-10.

CB10-1058 A bill for an ordinance approving a proposed Fifth Amendatory Agreement between the City and County of Denver and the Mental Health Center of Denver to provide Assertive Community Treatment to mentally ill-homeless persons in the Court. (HEALTH, SAFETY, EDUCATION & SERVICES)

Adds \$80,376 to and extends by one year the agreement with Mental Health Center of Denver to provide Assertive Community Treatment (ACT) to mentally ill-homeless persons in the Court with funding from the Crime Prevention and Control Commission. The last regularly-scheduled Council meeting within the 30-day period is on 12-20-10. The Committee approved filing this bill by consent on 11-24-10.

CB10-1059 A bill for an ordinance approving a proposed Fourth Amendatory Agreement between the City and County of Denver and the Colorado Coalition for the Homeless to provide Assertive Community Treatment to mentally ill-homeless persons in the Court. (HEALTH, SAFETY, EDUCATION & SERVICES)

Adds \$144,000 to and extends for one year the agreement with the Colorado Coalition for the Homeless to provide Assertive Community Treatment (ACT) to mentally ill-homeless persons in a court intervention program with funds from the Crime Prevention and Control Commission. The last regularly scheduled Council meeting within the 30-day period is on 12-20-10. The Committee approved filing this bill by consent on 11-24-10.

Land Use, Transportation & Infrastructure

CB10-1010 A bill for an ordinance approving an agreement between Jacobs Investments, LLC d/b/a Colorado Boring Co. and the City & County of Denver for The Traffic Signal System Interconnect Project. (LAND USE, TRANSPORTATION & INFRASTRUCTURE)

Approves a \$677,005 contract with Colorado Boring for traffic signal system improvements at 44 intersections generally located in Central and East Denver. The last regularly scheduled Council meeting within the 30-day review period is on 12-20-10. The Committee approved filing this bill by consent on 11-24-10.

CB10-1017 A bill for an ordinance assessing the annual costs of the continuing care, operation, repair, maintenance and replacement of the South Broadway Streetscape (Arizona Avenue to Iowa Avenue) Local Maintenance District upon the real property, exclusive of improvements thereon, benefited. (LAND USE, TRANSPORTATION & INFRASTRUCTURE)

Approves the 2011 budget of \$59,000 for the South Broadway Streetscape (Arizona Avenue to Iowa Avenue) local maintenance district in Council District 7. Council sat as the Board of Equalization on Nov. 29, 2010. The Committee approved filing this bill by consent on 11-24-10.

Neighborhood, Community & Business Revitalization

CB10-0540 A bill for an ordinance approving a proposed Agreement between the City and County of Denver and Denver Neighborhood Revitalization, Inc. for the Neighborhood Stabilization Program 2. (NEIGHBORHOOD COMMUNITY & BUSINESS REVITALIZATION)

Approves a grant agreement in the amount of \$2.5 million between the City and County of Denver and the Denver Neighborhood Revitalization, Inc. (DNRI) for the Neighborhood Stabilization Program 2 (NSP2). The last regularly scheduled Council meeting within the 30-day review period is on 12-20-10. The Committee approved filing this bill at its meeting on 7-13-10.

Special Issues

CB10-1002 A bill for an ordinance amending Article XI of Chapter 24, Denver Revised Municipal Code, concerning the licensing of medical marijuana dispensaries in order to provide a procedure for modification of the licensed premises (SPECIAL ISSUES)

Creates a procedure for modifying premises in licensed medical marijuana dispensaries. The Committee approved filing this bill at its meeting on 11-8-10.

Adjourn

| Bills Pending 12/20/2010 | | | | | |
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| CB # | Committee | Status | Description | Continued From | Hearing |
| CB10-0968 | LAND USE, TRANSPORTATION & INFRASTRUCTURE | Final Consid. | A bill for an ordinance changing the zoning classification of 2243 and 2245 W. 32nd Avenue. | 11/22/2010 | Yes |
| CB10-0966 | LAND USE, TRANSPORTATION & INFRASTRUCTURE | Final Consid. | AS AMENED, a bill for an ordinance relating to the Denver Zoning Code, to: improve clarity and usability; correct unintended changes from the former Chapter 59; correct unintended loss in protection, regulations or procedures and to address various errata such as formatting, organization, spelling, headings, terminology, cross references and graphics. | 11/22/2010 | Yes |

| Bills Pending 1/3/2011 | | | | | |
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| CB # | Committee | Status | Description | Continued From | Hearing |
| CB10-1009 | LAND USE, TRANSPORTATION & INFRASTRUCTURE | Final Consid. | A bill for an ordinance changing the zoning classification for 210 St. Paul St., from PUD #269 to a General Planned Unit Development District (PUD). | 11/29/2010 | Yes |