

## **City Council Minutes**

Meeting Date: Monday, August 23, 2010 5:30 PM

### **Pledge of Allegiance**

Councilmember Boigon led the pledge of allegiance.

### **Roll Call**

Present: Boigon, Brown, Faatz, Hancock, Johnson, Lehmann, Linkhart, López,  
Madison, Montero, Nevitt, Sandoval (12)

Absent: Robb (1)

Councilmember López arrived late.

### **Approval of Minutes of Monday, August 16, 2010**

The minutes of meeting date, Monday, August 16, 2010 were distributed to Council. Council President Nevitt ordered the minutes approved.

### **Council Announcements**

#### **Presentations**

#### **Communications**

#### **Proclamations**

CP10-0729 A proclamation congratulating jazz89 KUVU on its 25th anniversary. Sponsored by Councilmembers Madison, Sandoval, and Boigon.

A motion offered by Councilmember Madison, duly seconded by Councilmember Lehmann, that CP10-0729 be adopted carried by the following vote:

Passed

For: Boigon, Brown, Faatz, Hancock, Johnson, Lehmann, Linkhart, Lopez, Madison, Nevitt, Sandoval (11)

Against: (None) (0)

Absent: Montero, Robb (2)

Abstain: (None) (0)

## Resolutions

The Council Secretary read the following resolutions by titles. The Council President referred the resolutions to the committees shown in parentheses after the resolution titles.

### Health, Safety, Education & Services

CR10-0705 A resolution approving Denver City Council appointments to the Head Start Policy Council.

A motion offered by Councilmember Boigon, duly seconded by Councilmember Lehmann, that CR10-0705, CR10-0731, CR10-0709, and CB10-711, be adopted en bloc carried by the following vote:

Passed

For: Boigon, Brown, Faatz, Hancock, Johnson, Lehmann, Linkhart, Madison, Montero, Nevitt, Sandoval (11)

Against: (None) (0)

Absent: Lopez, Robb (2)

Abstain: (None) (0)

CR10-0731 A resolution authorizing and approving the expenditure and payment from the appropriation account designated "liability claims," the sum of Twenty Thousand Dollars (\$20,000.00) payable to James R. Watkins and The Law Offices of Douglas L. Romero, LLC, in full payment and satisfaction of all claims in Civil Action No. 09-cv-01534-REB-MJW in the United States District Court for the District of Colorado.

A motion offered by Councilmember Boigon, duly seconded by Councilmember Lehmann, that CR10-0705, CR10-0731, CR10-0709, and CB10-711, be adopted en bloc carried by the following vote:

Passed

For: Boigon, Brown, Faatz, Hancock, Johnson, Lehmann, Linkhart, Madison, Montero, Nevitt, Sandoval (11)

Against: (None) (0)

Absent: Lopez, Robb (2)

Abstain: (None) (0)

### Land Use, Transportation & Infrastructure

CR10-0709 A resolution laying out, opening and establishing as part of the city street system certain parcels of land as a public alley at 46th Ave. located between Lincoln St. and Sherman St.

A motion offered by Councilmember Boigon, duly seconded by Councilmember Lehmann, that CR10-0705, CR10-0731, CR10-0709, and CB10-711, be adopted en bloc carried by the following vote:

Passed

For: Boigon, Brown, Faatz, Hancock, Johnson, Lehmann, Linkhart, Madison, Montero, Nevitt, Sandoval (11)

Against: (None) (0)

Absent: Lopez, Robb (2)

Abstain: (None) (0)

CR10-0711 A resolution laying out, opening and establishing certain parcels of land for right-of-way purposes as W. 6th Ave., located at the intersections of Federal Blvd. and W. 6th Ave., and Grove St. and W. 6th Ave.

A motion offered by Councilmember Boigon, duly seconded by Councilmember Lehmann, that CR10-0705, CR10-0731, CR10-0709, and CB10-711, be adopted en bloc carried by the following vote:

Passed

For: Boigon, Brown, Faatz, Hancock, Johnson, Lehmann, Linkhart, Madison, Montero, Nevitt, Sandoval (11)

Against: (None) (0)

Absent: Lopez, Robb (2)

Abstain: (None) (0)

## **Bills for Introduction**

The Council Secretary read the following bills by titles. The Council President referred the bills to the committees shown in parentheses after the bill titles.

Council President Nevitt announced that all other bills on introduction are ordered published.

### Health, Safety, Education & Services

CB10-0658 A bill for an ordinance approving a proposed Fifth Amendatory Agreement between the City and County of Denver and the State of Colorado, Judicial Department, to fund a drug court magistrate and gang prevention coordinator.

A motion offered by Councilmember Nevitt, duly seconded by Councilmember Boigon, that CB10-0658, CB10-0653, CB10-0659, CB10-0713, and CB10-0714, be ordered published en bloc carried by the following vote:

Passed

For: Boigon, Brown, Faatz, Hancock, Johnson, Lehmann, Linkhart, Madison, Montero, Nevitt, Sandoval (11)

Against: (None) (0)

Absent: Lopez, Robb (2)

Abstain: (None) (0)

### Land Use, Transportation & Infrastructure

CB10-0653 A bill for an ordinance approving Service Plans for the creation of BMP Metropolitan District Nos. 1-3.

A motion offered by Councilmember Nevitt, duly seconded by Councilmember Boigon, that CB10-0658, CB10-0653, CB10-0659, CB10-0713, and CB10-0714, be ordered published en bloc carried by the following vote:

Passed

For: Boigon, Brown, Faatz, Hancock, Johnson, Lehmann, Linkhart, Madison, Montero, Nevitt, Sandoval (11)

Against: (None) (0)

Absent: Lopez, Robb (2)

Abstain: (None) (0)

CB10-0659 A bill for an ordinance approving an agreement between Colorado Designscapes, Inc. and the City & County of Denver for Cheesman Park Bond Improvements Project.

A motion offered by Councilmember Nevitt, duly seconded by Councilmember Boigon, that CB10-0658, CB10-0653, CB10-0659, CB10-0713, and CB10-0714, be ordered published en bloc carried by the following vote:

Passed  
For: Boigon, Brown, Faatz, Hancock, Johnson, Lehmann, Linkhart, Madison, Montero, Nevitt, Sandoval (11)  
Against: (None) (0)  
Absent: Lopez, Robb (2)  
Abstain: (None) (0)

CB10-0713 A bill for an ordinance vacating the alley bounded by Alcott St. and Speer Blvd., with reservations.

A motion offered by Councilmember Nevitt, duly seconded by Councilmember Boigon, that CB10-0658, CB10-0653, CB10-0659, CB10-0713, and CB10-0714, be ordered published en bloc carried by the following vote:

Passed  
For: Boigon, Brown, Faatz, Hancock, Johnson, Lehmann, Linkhart, Madison, Montero, Nevitt, Sandoval (11)  
Against: (None) (0)  
Absent: Lopez, Robb (2)  
Abstain: (None) (0)

CB10-0714 A bill for an ordinance vacating the remainder of 28th Ave. at Speer Blvd. without reservations.

A motion offered by Councilmember Nevitt, duly seconded by Councilmember Boigon, that CB10-0658, CB10-0653, CB10-0659, CB10-0713, and CB10-0714, be ordered published en bloc carried by the following vote:

Passed  
For: Boigon, Brown, Faatz, Hancock, Johnson, Lehmann, Linkhart, Madison, Montero, Nevitt, Sandoval (11)  
Against: (None) (0)  
Absent: Lopez, Robb (2)  
Abstain: (None) (0)

**Recess**

**Council Reconvenes and Resumes its Regular Session**

**Bills for Final Consideration**

CB10-0655 A bill for an ordinance approving a proposed First Amendment to Agreement between the City and County of Denver and HSS Inc. f.k.a. Hospital Shared Services, Inc. d.b.a. HSS related to the Registered Traveler Program at Denver International Airport. (BUSINESS, WORKFORCE & SUSTAINABILITY)

A motion offered by Councilmember Boigon, duly seconded by Councilmember Lehmann, that CB10-0655, CB10-0609, CB10-0654, CB10-0671, CB10-0677, CB10-0648, CB10-0615, CB10-0634, and CB10-0577 be placed upon final consideration and do pass en bloc carried by the following vote:

Passed  
For: Boigon, Brown, Faatz, Hancock, Johnson, Lehmann, Linkhart, Madison, Montero, Nevitt, Sandoval (11)  
Against: (None) (0)  
Absent: Lopez, Robb (2)  
Abstain: (None) (0)

CB10-0609 A bill for an ordinance approving a proposed First Amendatory Agreement to Institutional Network Maintenance And Collocation Agreement between the City and County of Denver and Mile High Cable Partners, L.P. (FINANCE)

A motion offered by Councilmember Boigon, duly seconded by Councilmember Lehmann, that CB10-0655, CB10-0609, CB10-0654, CB10-0671, CB10-0677, CB10-0648, CB10-0615, CB10-0634, and CB10-0577 be placed upon final consideration and do pass en bloc carried by the following vote:

Passed

For: Boigon, Brown, Faatz, Hancock, Johnson, Lehmann, Linkhart, Madison, Montero, Nevitt, Sandoval (11)

Against: (None) (0)

Absent: Lopez, Robb (2)

Abstain: (None) (0)

CB10-0725 A bill for an ordinance concerning the approval of Facilities Lease No. 2010A (Central Platte Campus Facilities) between the City and County of Denver, as lessor, and the Central Platte Campus Facilities Leasing Trust 2010, as lessee, for certain improvements to real property located at 1271 West Bayaud and annually renewable Lease Purchase Agreement No. 2010A (Central Platte Campus Facilities) between the Central Platte Campus Facilities Leasing Trust 2010, as lessor, and the City and County of Denver, as lessee, for such Facilities; authorizing the execution of such documents and related access easement and other agreements; authorizing officials of the City and County of Denver to take all action necessary to carry out the transactions contemplated hereby; ratifying action previously taken; making an appropriation for the Base Rentals due in 2010 under such Lease Purchase Agreement No. 2010A; providing other matters relating thereto; and providing the effective date thereof. (FINANCE)

A motion offered by Councilmember Boigon, duly seconded by Councilmember Lehmann, that CB10-0725 be placed upon final consideration and do pass carried by the following vote:

Passed

For: Boigon, Brown, Hancock, Johnson, Lehmann, Linkhart, Madison, Montero, Nevitt, Sandoval (10)

Against: Faatz (1)

Absent: Lopez, Robb (2)

Abstain: (None) (0)

CB10-0654 A bill for an ordinance approving an agreement between Reynolds, Inc. and the City & County of Denver for Montclair Storm Drainage Project, Phase 2. (LAND USE, TRANSPORTATION & INFRASTRUCTURE)

A motion offered by Councilmember Boigon, duly seconded by Councilmember Lehmann, that CB10-0655, CB10-0609, CB10-0654, CB10-0671, CB10-0677, CB10-0648, CB10-0615, CB10-0634, and CB10-0577 be placed upon final consideration and do pass en bloc carried by the following vote:

Passed

For: Boigon, Brown, Faatz, Hancock, Johnson, Lehmann, Linkhart, Madison, Montero, Nevitt, Sandoval (11)

Against: (None) (0)

Absent: Lopez, Robb (2)

Abstain: (None) (0)

CB10-0671 A bill for an ordinance approving a proposed Purchase and Sale Agreement between the City and County of Denver and Denver Housing Authority for the purchase of property at 10th & Osage. (LAND USE, TRANSPORTATION & INFRASTRUCTURE)

A motion offered by Councilmember Boigon, duly seconded by Councilmember Lehmann, that CB10-0655, CB10-0609, CB10-0654, CB10-0671, CB10-0677, CB10-0648, CB10-0615, CB10-0634, and CB10-0577 be placed upon final consideration and do pass en bloc carried by the following vote:

Passed

For: Boigon, Brown, Faatz, Hancock, Johnson, Lehmann, Linkhart, Madison, Montero, Nevitt, Sandoval (11)

Against: (None) (0)

Absent: Lopez, Robb (2)

Abstain: (None) (0)

CB10-0677 A bill for an ordinance approving an amendatory agreement between the Regents of the University of Colorado for and on behalf of the University of Colorado Denver and the City & County of Denver for on-call student intern services for miscellaneous engineering tasks. (LAND USE, TRANSPORTATION & INFRASTRUCTURE)

A motion offered by Councilmember Boigon, duly seconded by Councilmember Lehmann, that CB10-0655, CB10-0609, CB10-0654, CB10-0671, CB10-0677, CB10-0648, CB10-0615, CB10-0634, and CB10-0577 be placed upon final consideration and do pass en bloc carried by the following vote:

Passed

For: Boigon, Brown, Faatz, Hancock, Johnson, Lehmann, Linkhart, Madison, Montero, Nevitt, Sandoval (11)

Against: (None) (0)

Absent: Lopez, Robb (2)

Abstain: (None) (0)

CB10-0648 A bill for an ordinance approving a proposed Agreement between the City and County of Denver and School District No. 1 in the City and County of Denver and the State of Colorado, acting by and through Emily Griffith Opportunity School, to provide TANF services including employment and training services. (NEIGHBORHOOD COMMUNITY & BUSINESS REVITALIZATION)

A motion offered by Councilmember Boigon, duly seconded by Councilmember Lehmann, that CB10-0655, CB10-0609, CB10-0654, CB10-0671, CB10-0677, CB10-0648, CB10-0615, CB10-0634, and CB10-0577 be placed upon final consideration and do pass en bloc carried by the following vote:

Passed

For: Boigon, Brown, Faatz, Hancock, Johnson, Lehmann, Linkhart, Madison, Montero, Nevitt, Sandoval (11)

Against: (None) (0)

Absent: Lopez, Robb (2)

Abstain: (None) (0)

CB10-0615 A bill for an ordinance approving an Option to Purchase Agreement between the City and County of Denver and Forest City Enterprises, Inc. (PUBLIC WORKS)

A motion offered by Councilmember Boigon, duly seconded by Councilmember Lehmann, that CB10-0655, CB10-0609, CB10-0654, CB10-0671, CB10-0677, CB10-0648, CB10-0615, CB10-0634, and CB10-0577 be placed upon final consideration and do pass en bloc carried by the following vote:

Passed

For: Boigon, Brown, Faatz, Hancock, Johnson, Lehmann, Linkhart, Madison, Montero, Nevitt, Sandoval (11)

Against: (None) (0)

Absent: Lopez, Robb (2)

Abstain: (None) (0)

CB10-0634 A bill for an ordinance approving a proposed Master Purchase Order between the City and County of Denver and Blauer Manufacturing, Incorporated, for purchase of Denver Police Uniforms. (PUBLIC WORKS)

A motion offered by Councilmember Boigon, duly seconded by Councilmember Lehmann, that CB10-0655, CB10-0609, CB10-0654, CB10-0671, CB10-0677, CB10-0648, CB10-0615, CB10-0634, and CB10-0577 be placed upon final consideration and do pass en bloc carried by the following vote:

Passed

For: Boigon, Brown, Faatz, Hancock, Johnson, Lehmann, Linkhart, Madison, Montero, Nevitt, Sandoval (11)

Against: (None) (0)

Absent: Lopez, Robb (2)

Abstain: (None) (0)

CB10-0577 A bill for an ordinance approving a proposed Agreement between the City and County of Denver and The University of Colorado Denver d/b/a Addiction Research and Treatment Services (ARTS) for residential and non-residential community corrections services. (SAFETY)

A motion offered by Councilmember Boigon, duly seconded by Councilmember Lehmann, that CB10-0655, CB10-0609, CB10-0654, CB10-0671, CB10-0677, CB10-0648, CB10-0615, CB10-0634, and CB10-0577 be placed upon final consideration and do pass en bloc carried by the following vote:

Passed

For: Boigon, Brown, Faatz, Hancock, Johnson, Lehmann, Linkhart, Madison, Montero, Nevitt, Sandoval (11)

Against: (None) (0)

Absent: Lopez, Robb (2)

Abstain: (None) (0)

## **Pre-Adjournment Announcement**

Council President Nevitt announced that there would be a public hearing on CB10-0653, approving Service Plans for the creation of BMP Metropolitan District Nos. 1-3, on Monday, August 30, 2010.

## **Adjourn**

There being no further business before the City Council, Council President Nevitt adjourned the meeting at 5:59 PM.

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President

Attested by me with the Corporate Seal  
of the City and County of Denver

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Clerk and Recorder, Ex-Officio Clerk  
of the City and County of Denver

City Council public documents are available upon request in alternate formats.

Prepared by Kelly Velez