

CITY COUNCIL		
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
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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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City Council meetings are televised live on cable TV Channel 8, and can be viewed via live or archived web cast at <http://www.denvergov.org/citycouncil>. DVD recordings of meetings are available at the Central Library or at the Clerk and Recorder's Office.

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 07, 2010 5:30 PM

Pledge of Allegiance

Roll Call

Approval of Minutes of Monday, May 24, 2010

Council Announcements

Presentations

Communications

A letter dated June 7, 2010, from Claude Pumilia, Manager of Finance, regarding the Department of Finance's intent to allow the City to sell into a Trust portions of the site and facilities at the Central Platte Campus located at 1271 W. Bayaud. The proposed ordinance also authorizes the City to enter into a Lease Purchase Agreement for the site and the existing and to be constructed facilities and to allow the Trustee on behalf of Central Platte Campus Facility Leasing Trust to issue not more than \$26,000,000 of Certificates of Participation (Central Platte Campus Facilities Project), Series 2010A. (FINANCE)

Under RMC 20-93.1 this matter, "...shall be assigned to the appropriate council committee. The council may in its discretion, within fifteen (15) days of reading by the city clerk of the notification, introduce and act upon a resolution stating council's intent to approve the issuance..."

Proclamations

**CP10-0490 A proclamation honoring the 2010 Denver Public Schools Valedictorians and Salutatorians.
Sponsored by Councilmembers Hancock, Madison, Brown, López, Montero, Linkhart, Lehmann, and Johnson.**

Resolutions

CR10-0420 A resolution approving the Mayor's Appointment to the Denver Asian Pacific-American Commission. (NEIGHBORHOOD COMMUNITY & BUSINESS REVITALIZATION)

Appoints Janis McCubbrey to the Denver Asian Pacific-American Commission for a term effective immediately and expiring January 22, 2012. The Committee approved filing this resolution by consent on 5-20-10.

CR10-0455 A resolution accepting and approving the plat of Creekview Filing No. 1. (PUBLIC WORKS)

Approves the final plat for Creekview Filing No. 1 at E. Jefferson and S. Beeler in Council District 4. This resolution was approved for filing at the Mayor-Council meeting on 5-25-10.

CR10-0456 A resolution laying out, opening and establishing certain parcels of land for right-of-way purposes as Sherman Street, located at 46th Avenue. (PUBLIC WORKS)

Dedicates as public right-of-way part of existing Sherman Street at its intersection with 46th Ave in Council District 9. This resolution was approved for filing at the Mayor-Council meeting on 5-25-10.

CR10-0457 A resolution laying out, opening and establishing certain parcels of land for right-of-way purposes as Downing Street, located between Blake Street and Walnut Street. (PUBLIC WORKS)

Dedicates as public right-of-way a part of existing Downing Street between Blake and Walnut in Council Districts 8 and 9. This resolution was approved for filing at the Mayor-Council meeting on 5-25-10.

CR10-0458 A resolution laying out, opening and establishing a certain parcel of land for right-of-way purposes as S. Yosemite Street, located at the intersection of the Highline Canal and S. Yosemite Street. (PUBLIC WORKS)

Dedicates as public right-of-way part of S. Yosemite at its intersection with the Highline Canal in Council District 4. This resolution was approved for filing at the Mayor-Council meeting on 5-25-10.

CR10-0461 A resolution laying out, opening and establishing certain parcels of land for right-of-way purposes as Sheridan Blvd., located at the intersections of Sheridan Blvd., & W. 5th Ave., Sheridan Blvd., & W. Bryon Pl., and Sheridan Blvd. & W. 44th Ave. (PUBLIC WORKS)

Dedicates as public right-of-way part of Sheridan at its intersection with W. 5th Ave., W. Bryon Pl. and W. 44th Ave. in Council Districts 1 and 3. This resolution was approved for filing at the Mayor-Council meeting on 5-25-10.

CR10-0462 A resolution laying out, opening and establishing certain parcels of land for right-of-way purposes as Yuma Street, located at W. 5th Avenue. (PUBLIC WORKS)

Dedicates as public right-of-way part of Yuma St. at its intersection with W. 5th

Ave. in Council Districts 7 and 9. This resolution was approved for filing at the Mayor-Council meeting on 5-25-10.

CR10-0463 A resolution accepting and approving the plat of Riva Cherry Creek Filing No. 1 – Amended. (PUBLIC WORKS)

Amends the final plat of Riva Cherry Creek Filing No. 1, near E. Cedar and Cherry Creek Drive South in Council District 6, to correct dimensional errors in Lots 19 through 23. This resolution was approved for filing at the Mayor-Council meeting on 5-25-10.

Late Filings

A resolution approving the Mayor’s Reappointments to the Metropolitan Wastewater Reclamation District Board of Directors. (PUBLIC WORKS)

Approves Mayoral re-appointment of Charlie Brown, Robert Monks, and Ronald Younger to the Metro Wastewater Reclamation District Board for terms ending June 30, 2012. The Committee approved filing this bill by consent on 5-27-10.

Bills for Introduction

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 6-21-10. 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 6-21-10. 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. No 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.

Recess

Council Reconvenes and Resumes its Regular Session

Bills for Final Consideration

CB10-0389 A bill for an ordinance approving a Partial Release of Right of Reentry from the City and County of Denver to the Metropolitan Football Stadium District to accommodate RTD's West Corridor FasTracks Program. (FASTRACKS)

Approves an agreement between the City and County of Denver and the Metropolitan Football Stadium District to accommodate RTD's West Corridor FasTracks Program. The last regularly scheduled Council meeting within the 30-day review period is 6-14-10. The Committee approved filing this bill on consent on 5-13-10.

CB10-0359 A bill for an Ordinance approving an Agreement Regarding Street Crossings between the City and County of Denver and Union Pacific Railroad Company to facilitate construction of the light rail West Corridor by RTD. (FASTRACKS)

Approves the execution of an agreement with the Union Pacific Railroad regarding street crossings to facilitate construction of the RTD West Corridor. The last regularly scheduled Council meeting within the 30-day review period is on 6-14-10. The Committee approved filing this bill on consent on 5-7-10.

CB10-0400 A bill for an ordinance authorizing the City and County of Denver to convey to Eco Works, LLC its interest in a parcel of real estate at 4401 Cahita Court. (FINANCE)

Approves the sale of approximately 2,729 square feet of City Surplus land located at 4401 Cahita Ct. to the adjacent property owner Eco Works, LLC in the amount of \$5,000. The last regularly scheduled Council meeting within the 30-day review period is on 6-14-10. The Committee approved filing this bill by consent on 5-13-10.

CB10-0391 A bill for an ordinance authorizing expenditures in the Bond Projects fund for the Colorado Convention Center Interior Improvements project. (FINANCE)

Authorizes Theatres and Arenas to establish a budget in the amount of \$79,601.76 from the remaining Convention Center Expansion bond funds to use for other capital projects in the building. The Committee approved filing this bill by consent on 5-13-10.

CB10-0401 A bill for an ordinance approving a proposed Amendatory Agreement between the City and County of Denver and Qwest Communications Company, for equipment and professional services to upgrade the City's data and voice network. (FINANCE)

Amends the Qwest contract to show the change in equipment to the City's upgrade for data and voice network. There is no change to the contract costs. The last regularly scheduled Council meeting within the 30-day review period is on 6-14-10. The Committee approved filing this bill by consent on 5-13-10.

CB10-0403 A bill for an ordinance approving a proposed Amendment to Equipment Lease Purchase Agreement between the City and County of Denver and Chase Equipment Finance, Inc. to acquire equipment for the City's data and voice network system. (FINANCE)

Amends the equipment lease purchase agreement with Chase Equipment Finance, Inc. to show the change in equipment provided by Qwest. There is no additional cost to the City. This is a companion bill to the Qwest modification request. The last regularly scheduled Council meeting within the 30-day review period is on 6-14-10. The Committee approved filing this bill by consent on 5-13-10.

CB10-0402 A bill for an ordinance approving a proposed Loan Agreement between the City and County of Denver and Community Housing Concepts, Inc., to enable HOME Program funding for the "Denver Gardens" project. (NEIGHBORHOOD, COMMUNITY & BUSINESS REVITALIZATION)

Approves a contract with Community Housing Concepts, Inc. in the amount of \$556,200 from HOME Funds for Denver Gardens located at 6801 Mississippi Ave. The last regularly scheduled Council meeting within the 30-day review period is on 6-14-10. The Committee approved filing this bill by consent on 5-13-10.

CB10-0399 A bill for an ordinance authorizing expenditures in the

Economic Opportunity Special Revenue Fund for the "Temporary Assistance for Needy Families (TANF) Case Management, Employment, and Training FY10-11" program. (NEIGHBORHOOD, COMMUNITY & BUSINESS REVITALIZATION)

Authorizes spending authority in the amount of \$16,520,000 for the fiscal year 2010-2011 for the Temporary Assistance for Needy Families (TANF) program. The last regularly scheduled Council meeting within the 30-day review period is on 6-14-10. The Committee approved filing this bill by consent on 5-13-10.

CB10-0349 A bill for an Ordinance approving an amendment to an agreement with Summer Scholars. (PUBLIC AMENITIES)

Approves a 5-year contact extension with Summer Scholars to provide summer recreation services in conjunction with its summer literacy program at multiple Denver Public Elementary Schools. The last regularly scheduled Council meeting within the 30-day review period is on 6-14-10. The Committee approved filing this bill by consent on 5-7-10.

CB10-0397 A bill for an ordinance adopting Article X, Buildings in Parks to Chapter 39, Parks and Recreation, to require City Council approval of certain buildings in parks. (PUBLIC AMENITIES)

Requires City Council approval, following a public hearing, of any new building or addition to an existing building located in any city park if the new construction has a footprint over 3,000 square feet or height over 35 feet, unless the building has been approved as part of an adopted park master plan. The Committee approved filing this bill at its meeting on 5-12-10.

CB10-0394 A bill for an ordinance amending Ordinance No. 533, Series of 2009, concerning the "TSSIP 3, MonaCore Signals" project, to approve a new version of the contract. (PUBLIC WORKS)

Approves receipt of and appropriates an additional \$1,025,000 to continue the traffic signal system improvement project at locations of in Council Districts 4, 5, 6, and 8. The last regularly scheduled Council meeting within the 30-day review period is on 6-14-10. The Committee approved filing this bill by consent on 5-14-10.

CB10-0385 A bill for an ordinance approving an agreement between Public Service Company of Colorado and the City & County of Denver to provide steam service to the Denver Justice Center. (SAFETY)

Approves a new steam service contract with Xcel Energy for steam heating at the new Justice Center for a negotiated rate 4% below the retail steam rates through 12-31-2034. The last regularly scheduled Council meeting within the 30-day review period is 6-14-10. No The Committee approved filing the bill by consent on 5-13-10.

CB10-0452 A bill for an ordinance approving a Sixth Amendment between the City and County of Denver and Enterprise Leasing Company of Denver d/b/a Enterprise Fleet Services to extend the term of the lease agreement which provides leased vehicles to the Denver Police Department. (SAFETY)

Extends for two years and adds \$330,011.78 to the agreement with Enterprise Fleet Services to exchange twenty-five 2008 leased vehicles for 2010 models utilized by the Denver Police Department Criminal Investigation Division for undercover surveillance operations. The last regularly scheduled Council meeting within the 30-day review period is on 6-14-10. The Committee approved filing this bill by consent on 3-5-10.

Announcement

Also, tonight Council President Pro-Tem Johnson, Blueprint Denver Committee Member Boigon, and I signed a "Call for a Special Meeting" June 21, 2010. The Council meeting on that date will start at 1:00 PM because of the public hearing on Council Bill 10-0431, enacting a new zoning code. Council will conduct its regular business as quickly as possible beginning at 1:00 PM, followed by the public hearing. This public hearing will be arranged differently from the standard format. It will be in two sections, one in the afternoon and one in the evening. You may sign up to speak at either 12:30 – 1:00 PM for the afternoon or 6:00 – 6:30 PM for the evening.

Dependent upon publication there will be a public hearing on CB10-0432, amending the Downtown Historic District Tax rebate ordinance, on Monday, July 12, 2010.

Adjourn