

City Council of Monday, September 15, 2014

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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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 lorrie.kosinski@denvergov.org 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.

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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, September 15, 2014 5:30 PM

Pledge of Allegiance

Roll Call

Approval of the Minutes

Council Announcements

Presentations

Communications

Proclamations

CP14-0795 A proclamation recognizing National Preparedness Month and National Day of Action on September 30, 2014, and Recognizing David E. Cook for being an Honorable Mention "Community Preparedness Hero" as part of FEMA's 2014 Community Preparedness Awards. Sponsored by Councilmembers Ortega, Brown, Faatz, Brooks, and López.

Resolutions

Business Development

CR14-0690 A resolution approving the Mayor's reappointments to the Lowry Redevelopment Authority Board of Directors.

Approves the Mayoral reappointments of Mark Betchey and Derek Camunez to the Lowry Redevelopment Authority Board of Directors for terms effectively immediately and expiring 8-31-17, or until a successor is duly appointed. The Committee approved filing this resolution by consent on 8-28-14.

Safety & Well-being

CR14-0703 A resolution approving the Mayor's appointment to the Denver Gay Lesbian Bi-Sexual Transgender (GLBT) Commission.

Approves the Mayoral appointment of Jeremy Mathis to the Denver Gay Lesbian Bi-Sexual Transgender (GLBT) Commission for a term expiring 5-1-16. The Committee approved filing this resolution by consent on 9-4-14.

CR14-0794 A resolution authorizing and approving the expenditure and payment from the appropriation account designated "liability claims," the sum of Forty-Two Thousand Two Hundred Fifty-Three Dollars and Sixty-One Cents (\$42,253.61), by the City and County of Denver on behalf of the Defendants who will make payments as follows: (1) \$15,729.25 made payable to Maria Nunez; (2) \$20,000.00 made payable to the University of Colorado Hospital;(3) \$650.00 made payable to Marrick Medical; (4) \$662.50 made payable to Douglas Hammond, M.D.; (5) \$2,251.15 made payable to Synergy Chiropractic Clinics; (6) \$2,707.10 made payable to Movement Dynamics Physical Therapy; (7) \$253.61 made payable to Medicaid; in full payment and satisfaction of all claims against the City and County of Denver and Timothy Martinez asserted in Denver District Court under Civil Action No. 13CV33906.

Settles a claim involving the Denver Public Works Department. This resolution was approved for filing at the Mayor-Council meeting on 9-8-14.

Bills for Introduction

Business Development

CB14-0700 A bill for an ordinance approving a proposed Third Amendatory Agreement between the City and County of Denver and PMAM Corporation, to extend the term of the contract for alarm program administration.

Amends a contract with PMAM to extend the term until 6-30-15 to allow time to complete a Request for Proposal (RFP) process for Excise & Licenses' alarm program administration (CE05013-03). The last regularly scheduled Council meeting within the 30-day review period is on 10-6-14. The Committee approved filing this bill by consent on 9-4-14.

Finance & Services

CB14-0680 A bill for an ordinance approving a proposed Master Purchase Order between the City and County of Denver and Recreation Plus, LTD, for playground and park equipment.

Increases the spending threshold for the master purchase order with Recreation Plus, LTD by \$525,000 to a maximum of \$1 million for play and park equipment through 2-26-17(MPO# 0379A0712). The last regularly scheduled Council meeting within the 30-day review period is on 10-6-14. The Committee approved filing this bill at its meeting on 8-28-14.

Infrastructure & Culture

CB14-0661 A bill for an ordinance approving an Amendatory Agreement between the City and County of Denver and CDM Smith Inc. for design and

engineering services.

Adds \$260,000 to and extends for 18 months (through 12-31-15) the contract with CDM Smith, Inc. (for a contract total of \$754,895) for design and engineering services and support during construction for South Platte River Vision Schedules B and C – Overland Reach and Grant Frontier/Pasquinel’s Landing Parks near the South Platte River channel, banks and adjacent parks from West Florida Avenue to West Iliff Avenue in Council District 7 (PARKS-201209248-00). The last regularly scheduled Council meeting within the 30-day review period is on 10-6-14. The Committee approved filing this bill by consent on 8-14-14.

Safety & Well-being

CB14-0704 A bill for an ordinance approving a proposed Third Amendatory Agreement between the City and County of Denver and E.T. Technologies, Inc., to extend the term of the Agreement for storage tank services.

Extends the contract with E.T. Technologies, Inc. for one year through 8-31-15 for continuation of “On-Call” professional services associated with the City’s storage tank program (201101761). The last regularly scheduled Council meeting within the 30-day review period is on 10-6-14. The Committee approved filing this bill by consent on 9-4-14.

Technology & Governance

CB14-0673 A bill for an ordinance authorizing the purchase of capital assets from the Capital Improvements and Capital Maintenance Fund.

Approves the purchase of a software license and a support service subscription from ZIA Consulting, Inc. for \$85,000 through 01-31-16 for the Alfresco Records Management module to provide the ability to apply retention rules to City records in Alfresco (EAPPS/0000004209). The last regularly scheduled Council meeting within the 30-day review period is on 10-6-14. The Committee approved filing this bill by consent on 8-28-14.

Recap of Bills to be Called Out

Pre-Recess Announcement

Tonight there will be a required public hearing on CB14-0610, which limits and controls growing marijuana for personal use and private homes, and a required public hearing on CB14-0665, designating 227 South Lincoln Street, the Gulliver-Lynch House, as a structure for preservation. Anyone wishing to speak on this matter must see the Council Secretary to sign up during the recess of Council.

Council will not sit as the Board of Equalization this evening as no timely, written protests were received by the Manager of Public Works by August

28, 2014, from property owners within any of the following districts:

**15th Street
Consolidated Larimer Street
Santa Fe Drive A, B, & C
Welton Street
Delgany Street
East 13th Avenue
West 38th Avenue Phase I
44th Avenue & Eliot Street
Greektown
Golden Triangle
West 32nd Avenue
32nd and Lowell
Broadway A & B
Phase II Broadway
Broadway Viaduct
22nd St. & Park Ave. West
Tennyson Streetscape (Portions of 38th to 44th)**

Recess

Council Reconvenes and Resumes its Regular Session

Public Hearings - Bills for Final Consideration

Neighborhoods & Planning

CB14-0610 A bill for an ordinance amending Chapter 59 (Zoning) of the Denver Revised Municipal Code relating to Former Chapter 59 uses and limitations.

Revises the Denver Revised Municipal Code, Section 59-2, to align with zoning limitations passed in 2013 to limit and control growing marijuana for personal use in private homes. The Committee approved filing this bill at its meeting on 8-6-14.

CB14-0665 A bill for an ordinance designating 227 South Lincoln Street, the Gulliver-Lynch House, as a structure for preservation.

Approves the designation of 227 South Lincoln Street as an individual structure for preservation in Council District 7. A PUBLIC HEARING WILL BE HELD AT LEAST ONE WEEK AFTER PUBLICATION. The Committee approved filing this bill at its meeting on 8-20-14.

Bills for Final Consideration

Business Development

CB14-0607 A bill for an ordinance approving a proposed third amendment to agreement between the City and County of Denver and AMPCO System Parking dba ABM Parking Services concerning shuttle bus services at Denver International Airport.

Amends a contract with ABM Parking Services by increasing the maximum contract amount by \$39,752,762 for a new total of \$173,211,705, and extending the term by two (2) years for a maximum term of nine (9) years for shuttle bus management services at Denver International Airport (CE 78003). ABM Parking Services proposed 10.6% Airport Concession Disadvantaged Business Enterprise (ACDBE) participation. The last regularly scheduled Council meeting within the 30-day review period is on 9-22-14. The Committee approved filing this at its meeting on 8-19-14.

CB14-0616 A bill for an ordinance approving a proposed loan agreement between the City and County of Denver and Colorado Health & Science Ecosystem LLC, to finance a portion of the acquisition of a property located at 3825 Lafayette Street to be developed into a health collaborative office and mixed-use facility.

Approves a \$1 million loan to Colorado Health & Science Ecosystem, LLC that will expire on 10-1-19 to finance a portion of the acquisition of a property located at 3825 Lafayette Street to be developed into a health collaborative office and mixed-use facility in Council District 8. The last regularly scheduled Council meeting within the 30-day review period is on 9-22-14. The Committee approved filing this bill at its meeting on 8-19-14.

CB14-0619 A bill for an ordinance approving a proposed second amendment to parking management contract between the City and County of Denver and SP Plus Corporation fka Standard Parking Corporation concerning public parking facilities at Denver International Airport.

Amends a contract with SP Plus Corporation to add 18 months for a new end date of 3-30-16 to provide all phases of the parking management services at the Hotel and Transit Center at Denver International Airport in conjunction with the hotel's opening with no cost increase to the City (CE 85002). The last regularly scheduled Council meeting within the 30-day review period is on 9-22-14. The Committee approved filing this at its meeting on 8-19-14.

CB14-0641 A bill for an ordinance approving a proposed first amendment to agreement between the City and County of Denver and Metrix Advisors, LLC concerning the Premium Value Concession Program at Denver International Airport.

Amends a contract with Metrix Advisors, LLC to add \$913,000 for a new total contract of \$2.64 million to provide additional responsibilities as the Premium Value Concessions (PVC) program's Third Party Administrator at Denver International Airport (201205015(1)). The last regularly scheduled Council meeting within the 30-day review period is on 9-29-14. The Committee approved filing this bill at its

meeting on 8-27-14.

CB14-0642 A bill for an ordinance approving a proposed Standard Specialty Retail Concession Space Agreement between the City and County of Denver and Denver Duty Free JV, a Colorado Joint Venture among Wystone's World Teas Holdings Inc., Odd Tale Books, LLC and Dufry North American, LLC for three concessions at Denver International Airport.

Approves an agreement with Denver Duty Free JV for a period of seven years and \$116,799.34 monthly to develop, operate, and manage the new Tax & Duty Free/Duty Paid locations in Concourse A Center Core and in Concourse B, Mezzanine Level East-side, along with a specialty retail location in Concourse C Center Core at Denver International Airport (PLANE 201415388-00). The last regularly scheduled Council meeting within the 30-day review period is on 9-22-14. The Committee approved filing this bill at its meeting on 8-27-14.

CB14-0659 A bill for an ordinance approving a proposed third amendment to agreement between the City and County of Denver and reVision, Inc. related to on-call information technology consulting services at Denver International Airport.

Amends an agreement with reVision, Inc. to add \$3 million for a new contract total of \$14.5 million for continuity of service for three major long-term technology programs to be accomplished and designed over the next two years at Denver International Airport (CE05038-03). The last regularly scheduled Council meeting within the 30-day review period is on 9-22-14. The Committee approved filing this bill by consent on 8-21-14.

CB14-0660 A bill for an ordinance approving a proposed second amendment to agreement between the City and County of Denver and Insight Global, Inc. related to on-call technology systems support services at Denver International Airport.

Amends a contract with Insight Global, Inc. to add one year through 10-4-15 and to add \$718,600 for a new contract total of \$2,218,600 for on-call technical professional services to the Portfolio & Project Management Office, Applications Team, and the Network Engineering Group at Denver International Airport (201100104). The last regularly scheduled Council meeting within the 30-day review period is on 9-22-14. The Committee approved filing this bill by consent on 8-21-14.

CB14-0681 A bill for an ordinance approving a proposed first amendment to contract between the City and County of Denver and Sturgeon Electric Company, Inc., related to runway lighting rehabilitation at Denver International Airport.

Amends the contract with Sturgeon Electric Co., Inc. by adding \$1,536,883.30 for a new contract total of \$9,440,965.07 for maintenance and repairs including removing and replacing runway and taxiway centerline lights, touchdown zone lights, stop bar lights, edge lights, transformers, and cabling on the RW 8-26 complex including portions of Taxiways EE, L, M, and Z at Denver International

Airport (201313528). The last regularly scheduled Council meeting within the 30-day review period is on 9-22-14. The Committee approved filing this bill by consent on 8-21-14.

CB14-0686 A bill for an ordinance approving a proposed 2014 Lease Amendment to the Airport Use and Facilities Lease Agreement between the City and County of Denver and United Airlines, Inc., related to leased space at Denver International Airport.

Amends the contract with United Airlines by decreasing its unused leased space in return for an additional 10 years to the lease term. The total United lease term will be a total of 40 years expiring on 2-28-35 (XC 2X000-07). The last regularly scheduled Council meeting within the 30-day review period is on 9-22-14. The Committee approved filing this bill at its meeting on 8-19-14.

Finance & Services

CB14-0668 A bill for an ordinance approving an Amendatory Agreement with Compass Group USA, Inc. for City vending machine service.

Extends the current revenue contract with Compass Group USA for City vending machine service through 12-31-14 (RC96003). The last regularly scheduled Council meeting within the 30-day review period is on 9-29-14. The Committee approved filing this bill by consent on 8-28-14.

CB14-0695 A bill for an ordinance approving a Purchase and Sale Agreement between DP Assets, LLC and the City and County of Denver for the sale of City owned property located at 3744 Lipan Street.

Approves the sale of approximately 1,475 square feet of City-owned real estate located approximately at West 38th Avenue and Lipan Street in Council District 9 to DP Assets, LLC for \$20,000. The last regularly scheduled Council meeting within the 30-day review period is on 9-29-14. The Committee approved filing this bill by consent on 8-28-14.

Infrastructure & Culture

CB14-0634 A bill for an ordinance approving a proposed Agreement between the City and County of Denver and SP Plus Corporation for professional parking management services for three City-owned public parking garages.

Approves a three-year, \$4,435,107 contract with SP Plus Corporation for professional parking management services for three City-owned public parking garages: Denver Justice Center Garage, Cultural Center Complex, and Denver Performing Arts Complex (201417250). The last regularly scheduled Council meeting within the 30-day review period is on 9-22-14. The Committee approved filing this bill by consent on 8-14-14.

CB14-0663 A bill for an ordinance approving an Agreement between the

City and County of Denver and Barker Rinker Seacat Architecture, P.C. for the Central Denver Recreation Center Project.

Approves a \$1,584,032.50, three-year agreement with Barker Rinker Seacat Architecture for the architectural and engineering design services for the new Central Denver Recreation Center located at 2405 East Colfax Avenue in Council District 8 (201417595). The last regularly scheduled Council meeting within the 30-day review period is on 9-22-14. The Committee approved filing this bill by consent on 8-14-14.

CB14-0666 A bill for an ordinance approving an Agreement (Broadway Arizona-Kentucky Project) between H.C. Peck and Associates, Inc. and the City and County of Denver for the Broadway Arizona-Kentucky Project.

Approves a \$5,945,000 agreement with H.C. Peck and Associates through 12-31-17 for real estate consulting services for the South Broadway Reconstruction Project - Arizona-Kentucky including acquisition and relocation services in Council District 7 (FINAN 201417289). The last regularly scheduled Council meeting within the 30-day review period is on 9-29-14. The Committee approved filing this bill by consent on 8-28-14.

CB14-0684 A bill for an ordinance approving a Parks Use Agreement with The German American Chamber of Commerce – Colorado Chapter for use of a portion of Skyline Park for holding a multi-day event for more than thirty days.

Authorizes a Park Use Agreement expiring on 12-31-14 with The German American Chamber of Commerce – Colorado Chapter in the amount of \$13,461.25 for the use of Skyline Park as the venue for the annual Christkindle market multi-day event (201417104). The last regularly scheduled Council meeting within the 30-day review period is on 9-29-14. The Committee approved filing this bill by consent on 8-28-14.

CB14-0691 A bill for an ordinance approving a Grant of Easement-Storm Water System with Town Center Metropolitan District to construct a storm sewer system across the High Line Trail Corridor.

Grants an easement to Town Center Metro District for the installation and operation of a storm sewer outfall system across City property and the High Line Canal Trail in Green Valley Ranch, located in Council District 11 (201417368). The last regularly scheduled Council meeting within the 30-day review period is on 9-29-14. The Committee approved filing this bill by consent on 8-28-14.

CB14-0697 A bill for an ordinance approving a contract with Jacobs Investment LLC dba Colorado Boring Company for Citywide Traffic Signal Improvements.

Approves a \$760,454.33, 6-month contract with Colorado Boring Company for signal system improvements at various locations City-wide (201416666). The last regularly scheduled Council meeting within the 30-day review period is on 9-29-14. The Committee approved filing this bill by consent on 8-28-14.

CB14-0698 A bill for an ordinance amending section 39-121 of the Revised Municipal Code changing various fees and charges for the Zoo, in the Department of Parks and Recreation.

Approves an increase in certain admission and facility rental fees at the Denver Zoo (XC40345). The Committee approved filing this bill at its meeting on 8-27-14.

Safety & Well-being

CB14-0652 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 concerning the "Emergency Solutions Grant (ESG) FY14" program and the funding therefor.

Accepts the Emergency Solutions Grant awarded by the U.S. Department of Housing and Urban Development in the amount of \$582,503 for fiscal year 2014, to address and prevent homelessness (SOCSV-2014-17428-00). The last regularly scheduled Council meeting within the 30-day review period is on 9-22-14. The Committee approved filing this bill by consent on 8-21-14.

CB14-0655 A bill for an ordinance approving a Fourth Amendatory Agreement between the City and County of Denver and the State of Colorado Department of Corrections to provide hemo dialysis treatment at the Denver County Jail.

Amends a contract with the Colorado Department of Corrections by extending the term an additional year to provide out-patient Hemo-Dialysis and related services to incarcerated patients held within the custody of the Denver Sheriff Department at a rate of \$335 per patient treatment (CE91216-4). The last regularly scheduled Council meeting within the 30-day review period is on 9-22-14. The Committee approved filing this bill by consent on 8-21-14.

CB14-0656 A bill for an ordinance authorizing expenditures in the Public Safety Special Revenue Fund based on a letter of intent from the Office of National Drug Control Policy to award funding for the "High Intensity Drug Trafficking Area (H.I.D.T.A) FY15" program.

Authorizes expenditures totaling \$596,935 in the Public Safety Special Revenue Fund based on a letter of intent from the Office of National Drug Control Policy to award funding for the "High Intensity Drug Trafficking Area (H.I.D.T.A.) FY15" program (POLIC-201417418-00). The Committee approved filing this bill by consent on 8-21-14.

CB14-0657 A bill for an ordinance approving a Second Amendatory Intergovernmental Agreement between the City and County of Denver and School District No. 1 for the provision of School Resource Officers during the 2014-2015 school year.

Amends an Intergovernmental Agreement with Denver Public Schools for the provision of School Resource Officers to add a third year, the 2014-2015 school year, and adding \$643,714 revenue for that period, bringing the three-year revenue total to \$1,922,074 (201209123-02). The last regularly scheduled Council

meeting within the 30-day review period is on 9-22-14. The Committee approved filing this bill by consent on 8-21-14.

Technology & Governance

CB14-0671 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.

Amends the Classification and Pay Plan by changing the Aviation Noise Abatement Officer classification Fair Labor Standards Act status from non-exempt to exempt and the pay grade from 623-E to 811-E. The Committee approved filing this bill by consent on 8-28-14.

CB14-0672 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.

Amends the Classification and Pay Plan by adding the classifications of Deputy Public Defender I 807-L (\$45,057-\$72,091), Deputy Public Defender II 809-L (\$51,489-\$82,382) and Chief Municipal Public Defender 816-L (\$82,142-\$131,427). The Committee approved filing this bill by consent on 8-28-14.

Land Use, Transportation & Infrastructure

CB14-0313 A bill for an ordinance approving a proposed Third Amendatory Agreement between the City and County of Denver and WM Curbside, LLC, to increase the funding and extend the term of the Agreement.

Amends a contract with WM Curbside, LLC to extend through 4-8-15 and increase the contract amount by \$151,000 for a total contract amount of \$604,450 to provide City-wide residential collection of household hazardous waste (201100433-03). The last regularly scheduled Council meeting within the 30-day review period is on 9-22-14. The Committee approved filing this bill by consent on 4-17-14.

Adjourn

Pending

For 10-6-14

CB14-0670 A bill for an ordinance changing the zoning classification for 2728 Zuni Street and 2751 Wyandot Street.

**Required Public Hearing
Final Consideration**

For 2-23-15

CB13-0501 AS AMENDED, a bill for an ordinance to amend Chapter 48 (Solid Waste) of the Revised Municipal Code to add an Article IX (Disposable Bag Fees) and to make a corresponding amendment to Chapter 24.

Final Consideration