

City Council of Monday, June 22, 2015

City and County of Denver

Robin Kniech..... At Large
Deborah "Debbie" Ortega..... At Large
Susan K. Shepherd..... District 1
Jeanne Faatz..... District 2
Paul D. López..... District 3
Peggy Lehmann..... District 4
Mary Beth Susman..... District 5
Charlie Brown..... District 6



Chris Nevitt..... District 7
Albus Brooks..... District 8
Judy H. Montero..... District 9
Jeanne Robb..... District 10
Christopher Herndon..... District 11
Janna B. Young..... Director
Kelly Velez..... Clerk

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WEB ACCESS

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

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

REMINDER

As a courtesy to those in attendance,
please

turn off your cell phones.

MEETING ASSISTANCE NOTICE - AMERICANS WITH DISABILITIES ACT

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

AUDIO/VIDEO ACCESS TO CITY COUNCIL MEETINGS

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 22, 2015 5:30 PM

Pledge of Allegiance

Roll Call

Approval of the Minutes

Council Announcements

Presentations

Communications

Proclamations

CP15-0384 A proclamation designating the week of June 22 through June 26 as "Bike Week" and Wednesday, June 24, as "Bike to Work Day" in Denver.

Sponsored by Council Members Shepherd, Brooks, Lehmann, Robb, Ortega, Kniech, Montero and Brown.

CP15-0427 A proclamation celebrating the Colorado Convention Center's 25th Anniversary.

Sponsored by Council Members Brown, Brooks, Ortega, Kniech, Robb, Faatz, Montero and Lehmann.

Resolutions

Business Development

CR15-0372 A resolution approving the Mayor's reappointments and appointment to the Denver Convention Center Hotel Authority Board.

Approves the Mayoral reappointments of Luella Chavez D'Angelo and Scott Mitchell and the appointment of Susan Cantwell to the Denver Convention Center Hotel Authority Board for terms effective immediately and expiring on 12-31-16, or until successors are duly appointed. The Committee approved filing this resolution by consent on 6-11-15.

CR15-0387 A resolution approving the Mayor's appointment to the Fax-

Mayfair Business Improvement District Board of Directors

Approves the Mayoral appointment of Christian Anderson to the Fax-Mayfair Business Improvement District Board of Directors for a term effective immediately and expiring 12-31-16, or until a successor is duly appointed. The Committee approved filing this resolution by consent on 6-11-15.

Bills for Introduction

Business Development

CB15-0382 A bill for an Ordinance amending Article V of Chapter 6, Section 6-213 and Article XII of Chapter 24, Section 24-509, Denver Revised Municipal Code concerning non-licensed cultivation of marijuana and licensing for marijuana businesses.

Amends Chapter 6, Article V, Section 6-213 and Chapter 24, Article XII, Section 24-509 of the Denver Revised Municipal Code to provide clarification regarding the allowed land use for medical and retail Marijuana Infused Product license types. The Committee approved filing this bill by consent on 6-11-15.

CB15-0397 A bill for an ordinance approving a proposed DEN Use and Cargo Facilities Lease Agreement between the City and County of Denver and DHL Express (USA), Inc., related to leased space at Denver International Airport.

Approves a lease agreement with DHL Express (USA), Inc. in the amount of \$5 million in revenue through 2-29-20 for use of building space, ramp space, and ground space in the South Cargo Campus to support their cargo operations at Denver International Airport (PLANE-201520324-00). The last regularly scheduled Council meeting within the 30-day review period is on 7-13-15. The Committee approved filing this bill by consent on 6-11-15.

CB15-0398 A bill for an ordinance approving a proposed Airport Use and Cargo Facilities Lease Agreement between the City and County of Denver and Bemidji Aviation Services, Inc., related to leased space at Denver International Airport.

Approves an Airport Use and Cargo Facilities revenue lease agreement with Bemidji Aviation Services, Inc. through 12-31-16 where Bemidji will operate as a feeder airline for United Parcel Service (UPS). This agreement will allow Bemidji to pay signatory rates when they use UPS's preferential ramp parking area at Denver International Airport (PLANE-201521865-00). The last regularly scheduled Council meeting within the 30-day review period is on 7-13-15. The Committee approved filing this bill by consent on 6-11-15.

CB15-0402 A bill for an ordinance referring to the ballot at the November 3, 2015 coordinated election a question concerning the approval of an Amendatory Intergovernmental Agreement between the City and County of Denver and Adams County governing the development and use of certain

property at Denver International Airport.

Refers to the ballot at the November 3, 2015 coordinated election a question concerning the approval of an Amendatory Intergovernmental Agreement with Adams County governing the development and use of certain property at Denver International Airport. This bill must pass no later than August 31, 2015 to meet the deadlines for the November ballot. The Committee approved filing this bill at its meeting 6-9-15.

Finance & Services

CB15-0379 A bill for an ordinance submitting to a vote of the qualified and registered electors of the City and County of Denver at a special municipal election to be held on Tuesday, November 3, 2015, the question of whether the City shall be authorized to issue bonds or other financial obligations for the purpose of financing the following tourism related projects: the National Western Center and improvements to the Colorado Convention Center; and in connection therewith to eliminate the expiration date of the lodger's tax and the auto rental tax at a rate equal to 1.75%; providing the form of the ballot question; providing for other details in connection therewith; and ratifying action previously taken.

Refers a question to the November 2015 ballot to seek authorization for the City to issue bonds or other financial obligations to finance tourism-related projects for the National Western Center Campus and improvements to the Colorado Convention Center and to eliminate the expiration date for portions of the lodger's and the auto rental taxes. This bill must pass no later than August 31, 2015 to meet the deadlines for the November ballot. The Committee approved filing this bill at its meeting on 6-2-15.

Infrastructure & Culture

CB15-0366 A bill for an Ordinance approving an Amendment to Agreement with Urban Drainage and Flood Control District regarding final design, right-of-way acquisition and construction of drainage and flood control improvements for Westerly Creek from Kelly Road Dam to 13th Avenue.

Accepts an additional \$125,000 match from the Urban Drainage and Flood Control District in the intergovernmental agreement for the Westerly Creek Greenway project, between 13th Avenue and Xenia Street in Council District 5. The last regularly scheduled Council meeting within the 30-day review period is on 7-13-15. The Committee approved filing this bill by consent on 6-4-15.

CB15-0381 A bill for an ordinance approving a proposed Intergovernmental Agreement between the City and County of Denver and the Colorado Department of Transportation, the High Performance Transportation Enterprise and the Bridge Enterprise regarding Montclair and Park Hill basin drainage improvement and I-70 transportation enhancements.

Approves an intergovernmental agreement with Colorado Department of Transportation (CDOT), the High Performance Transportation Enterprise and the Bridge Enterprise regarding Montclair and Park Hill basin drainage improvements and I-70 transportation enhancements. The estimated total costs of \$134 million for the drainage project will be shared by the City and CDOT, 60% and 40% respectively; the City's contribution to the transportation project will be \$37 million (201522456). The last regularly scheduled Council meeting within the 30-day review period is on 7-13-15. The Committee approved filing this bill at its meeting on 6-3-15.

Safety & Well-being

CB15-0376 A bill for an ordinance approving a proposed Loan Agreement between the City and County of Denver and St. Charles Holding Company LLC, for resident relocation costs.

Grants a \$1.7 million loan to St. Charles Town Company for costs related to the relocation of residents of the Shady Nook and Belmont Mobile Home Parks in Council District 3. The last regularly scheduled Council meeting within the 30-day review period is on 7-13-15. The committee approved filing this bill by consent on 6-11-15.

CB15-0377 A bill for an ordinance approving a proposed Agreement between the City and County of Denver and Savio House to provide out-of-home Placement Services for children.

Approves a contract with Savio House in the amount of \$1.4 million through 5-31-16 to provide culturally competent strength-based resources and support services to children and families involved with the child welfare system (SOCSV-2015-22477). The last regularly scheduled Council meeting within the 30-day review period is on 7-13-15. The committee approved filing this bill by consent on 6-11-15.

CB15-0378 A bill for an ordinance approving a proposed Agreement between the City and County of Denver and Signal Behavioral Health Network dba Signal to provide Out-of-Home Placement Services for children.

Approves a contract with Signal Behavioral Health Network in the amount of \$725,000 through 5-31-16 to provide substance abuse services to families involved with the child welfare system (SOCSV-2015-22476). The last regularly scheduled Council meeting within the 30-day review period is on 7-13-15. The committee approved filing this bill by consent on 6-11-15.

CB15-0396 A bill for an ordinance approving a proposed Second Amendatory Agreement between the City and County of Denver and National Medical Services, Inc., for laboratory testing services.

Amends a contract with National Medical Services by adding \$150,000 for a new total of \$600,000 for toxicology testing for forensic specimens to better determine cause and manner of death in forensic autopsy cases (201100880-02). The last

regularly scheduled Council meeting within the 30-day review period is on 7-13-15. The committee approved filing this bill by consent on 6-11-15.

Technology & Governance

CB15-0293 A bill for an ordinance approving a proposed Agreement between the City and County of Denver and Jackson Lewis, P.C. to provide legal services.

Approves an agreement with Jackson Lewis, PC for \$1 million through 9-30-15 to provide legal advice, assistance and representation with respect to discrimination issues to the Career Service Board and the City (201521249-00). The last regularly scheduled Council meeting within the 30-day review period is on 7-13-15. The committee approved filing this bill by consent on 5-21-15.

CB15-0368 A bill for an ordinance approving a proposed donation of surplus video equipment from the City and County of Denver to Auraria Higher Education Center.

Approves the donation of video equipment to Auraria Higher Education Center's designated education access channel provider from Denver Media Services. The last regularly scheduled Council meeting within the 30-day review period is on 7-13-15. The committee approved filing this bill by consent on 6-4-15.

Recap of Bills to be Called Out

Recess

Council Reconvenes and Resumes its Regular Session

Bills for Final Consideration

Finance & Services

CB15-0360 A bill for an ordinance approving a proposed Master Purchase Order between the City and County of Denver and Motion and Flow Control Products, Inc., dba Hydraulic Energy Products for hydraulic parts and repairs.

Adds \$250,000 for a total of \$700,000 to the master purchase order with Motion and Flow Control Products for hydraulic parts and repairs (0147A0113). The last regularly scheduled Council meeting within the 30-day review date is on 7-6-15. The Committee approved filing this bill by consent on 6-4-15.

CB15-0361 A bill for an ordinance approving a proposed Master Purchase Order between the City and County of Denver and Front Range Fire Apparatus for fire truck parts.

Adds \$250,000 for a total of \$700,000 to the master purchase order with Front Range Fire Apparatus for fire truck parts (0228A0112). The last regularly scheduled Council meeting within the 30-day review date is on 7-6-15. The Committee approved filing this bill by consent on 6-4-15.

CB15-0362 A bill for an ordinance approving a proposed Master Purchase Order between the City and County of Denver and Rush Medium Duty Truck Centers of Colorado, Inc., for medium and heavy duty truck parts.

Adds \$550,000 for a total of \$1 million to the master purchase order with Rush Peterbilt Truck Center for truck parts (0667A0113). The last regularly scheduled Council meeting within the 30-day review period is on 7-6-15. The Committee approved filing this bill by consent on 6-4-15.

CB15-0365 A bill for an ordinance approving a proposed Master Purchase Order between the City and County of Denver and NAPA Genuine Parts Co., to provide automotive batteries in support of the needs of the City's fleet vehicles.

Adds \$150,000 for a total of \$600,000 to the master purchase order with NAPA Genuine Parts Co. for support of the City's fleet vehicles (0210A0111). The last regularly scheduled Council meeting within the 30-day review period is on 7-6-15. The Committee approved filing this bill by consent on 6-4-15.

CB15-0374 A bill for an ordinance making an appropriation to the Denver Preschool Program Special Revenue Fund and the means for authorizing expenditures from such fund.

Appropriates \$1,734,829 to the Denver Preschool Program special revenue fund to reconcile the estimated preschool program sales and use tax revenues to the actual revenues received in 2014. The Committee approved filing this bill by consent on 6-4-15.

Adjourn

Pending

For 6-29-15

CB15-0298 AS AMENDED A bill for an ordinance to amend Chapter 59 (Zoning) of the Denver Revised Municipal Code relating to the Denver Zoning Code and to amend and restate the Denver Zoning Code.

**Required Public Hearing
Final Consideration**

For 6-29-15

CB15-0345 A bill for an ordinance changing the zoning classification for

approximately 99 Quebec Street.

**Required Public Hearing
Final Consideration**

For 6-29-15

CB15-0346 A bill for an ordinance changing the zoning classification of 301 S. Cherokee Street.

**Final Consideration
Required Public Hearing**

For 7-6-15 (Special Meeting)

CB15-0312 AS AMENDED A bill for an ordinance relating to the Denver Zoning Code, enacting the Scottish Village Conservation Overlay (CO-3).

**Combined Required Public Hearing with CB15-0313
Final Consideration**

For 7-6-15 (Special Meeting)

CB15-0313 A bill for an ordinance changing the zoning classification for multiple properties roughly bounded by 32nd Avenue, Clay Street, Dunkeld Place and Zuni Street.

**Combined Required Public Hearing with CB15-0312
Final Consideration**

For 7-6-15 (Special Meeting)

CB15-0319 AS AMENDED A bill for an ordinance relating to the Denver Zoning Code, enacting the Potter Highlands Conservation Overlay (CO-4).

**Combined Public Hearing with CB15-0321
Final Consideration**

For 7-6-15 (Special Meeting)

CB15-0321 A bill for an ordinance changing the zoning classification for multiple properties roughly bounded by 38th Avenue, Federal Boulevard, 32nd Avenue and Zuni Street.

**Combined Public Hearing with CB15-0319
Final Consideration**

For 7-6-15 (Special Meeting)

CB15-0322 AS AMENDED A bill for an ordinance relating to the Denver Zoning Code, enacting the Side Interior Setback Design Overlay (DO-4).

**Combined Public Hearing with CB15-0323
Final Consideration**

For 7-6-15 (Special Meeting)

CB15-0323 A bill for an ordinance changing the zoning classification for multiple properties in the Highland statistical neighborhood.

**Combined Public Hearing with CB15-0322
Final Consideration**

For 7-6-15

CB15-0324 AS AMENDED A bill for an ordinance relating to the Denver Zoning Code, to create Campus-National Western Center (CMP-NWC) Zone District.

**Required Public Hearing
Final Consideration**

For 7-6-15

CB15-0325 A bill for an ordinance changing the zoning classification for certain properties within the National Western Center Campus located in north Denver in the Elyria neighborhood.

**Required Public Hearing
Final Consideration**

For 7-13-15

CB15-0356 A bill for an ordinance vacating a portion of right-of-way at 2329 Eliot Street, without reservations.

Final Consideration