

City Council of Monday, June 02, 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, June 02, 2014 5:30 PM

Pledge of Allegiance

Roll Call

Approval of the Minutes

Council Announcements

Presentations

Communications

A letter dated May 22, 2014, from Cary Kennedy, Chief Financial Officer, Manager of Finance, notifying City Council of the Department of Finance's intent to issue City and County of Denver, Colorado, General Obligation Better Denver Bonds, Series 2014A-B, in a principal amount not to exceed \$12 million for the purpose of funding capital improvements authorized pursuant to the Better Denver Bond program and paying costs of issuance expenses.

Proclamations

CP14-0449 A proclamation honoring Philip S. Mehler, MD, FACP, FAED on the occasion of his retirement.

Sponsored by Councilmembers Susman, López, Montero, Brown, Brooks, and Robb.

CP14-0477 A proclamation recognizing the 80th anniversary of Southeast Denver's Bonnie Brae Tavern.

Sponsored by Councilmembers Brown, López, Montero, Lehmann, Susman, Brooks, and Robb.

Resolutions

Health, Safety, Education & Services

CR14-0430 A resolution approving the Mayor's reappointments and appointments to the Denver Gay Lesbian Bi-Sexual Transgender (GLBT)

Commission.

Approves the Mayoral reappointments of Sam Cole, Robert Dorshimer, John Kelly, Cris Sandoval, Catherine Shea, Darrell Vigil, and the appointments of Brian Brant, Arash Jahanian, Ryan King, Rachel Pater, Leah Pryor-Lease, and Jules Tybor to the Denver Gay Lesbian Bi-Sexual Transgender (GLBT) Commission for terms effective immediately and expiring 5-1-16, or until a successor is duly appointed. The Committee approved filing this resolution by consent on 5-22-14.

Land Use, Transportation & Infrastructure

CR14-0417 A resolution laying out, opening and establishing as part of the City street system a parcel of land as West Floyd Avenue near South Ingalls Street.

Dedicates a parcel of land as West Floyd Avenue near the intersection on West Floyd Avenue and South Ingalls Street in Council District 2. The Committee approved filing this resolution by consent on 5-15-14.

CR14-0418 A resolution granting a revocable permit to SSP Colfax Marketplace LLC, to encroach into the right-of-way at 1020 East Colfax Avenue.

Grants a revocable permit, subject to certain terms and conditions, to SSP Colfax Marketplace, LLC, their successors and assigns, to encroach into the right-of-way with balconies, cantilevered building awnings, and signage at 1020 E Colfax Ave in Council District 10. The Committee approved filing this resolution by consent on 5-15-14.

CR14-0421 A resolution accepting and approving the plat of Lowry Filing No. 26.

Approves the subdivision plat for Lowry Filing No. 26 located between 11th Avenue, Yosemite Street, and Lowry Blvd. in Council District 5. The Committee approved filing this resolution by consent on 5-15-14.

CR14-0436 A resolution laying out, opening and establishing as part of the City street system a parcel of land as a public alley bounded by Alcott Street, Bryant Street, West 43rd Avenue and West 44th Avenue.

Dedicates a parcel of land as public right-of-way as a public alley bounded by Alcott Street, Bryant Street, West 43rd Avenue, and West 44th Avenue in Council District 1. The Committee approved filing this resolution by consent on 5-22-14.

Bills for Introduction

Business, Workforce & Sustainability

CB14-0401 A bill for an ordinance approving a proposed First Amendment to Agreement between the City and County of Denver and Waste

Management of Colorado, Inc. related to trash hauling and recycling services at Denver International Airport.

Extends through 8-31-15 and adds \$1 million to the current contract with Waste Management of Colorado for a new contract total of \$4.4 million for trash and recycling services at Denver International Airport (CE96014-01). The last regularly scheduled Council meeting within the 30-day review period is on 6-23-14. The Committee approved filing this bill at its meeting on 5-14-14.

CB14-0435 A bill for an ordinance approving a proposed First Amendment to Agreement between the City and County of Denver and Prospect International Airport Services, Inc. related to leased space at Denver International Airport.

Adds \$4,360 annually to the current lease agreement with Prospect International Airport Services, Inc. for additional office space at Denver International Airport to support wheel chair operations through 10-15-16 (201309825-01). The last regularly scheduled Council meeting within the 30-day review period is on 6-23-14. The Committee approved filing this bill by consent on 5-22-14.

Government & Finance

CB14-0395 A bill for an ordinance approving a proposed Intergovernmental Agreement between the City and County of Denver and Adams County Communication Center, Inc., to install wireless data network at Denver Fire Stations.

Approves an intergovernmental agreement with Adams County Communications Center (9-1-1) to install equipment for their Public Safety wireless data network at three Denver fire stations. The last regularly scheduled Council meeting within the 30-day review period is on 6-23-14. The Committee approved filing this bill by consent on 5-1-14.

CB14-0413 A bill for an ordinance approving a proposed Amendatory Agreement between the City and County of Denver and Schur Success Auction Services, to extend the term and increase the compensation.

Adds \$525,000 to the contract with Schur Success Auction and Appraisal (for a contract total of \$1 million) for vehicle auctioneering services (CE12022). The last regularly scheduled Council meeting within the 30-day review period is on 6-23-14. The Committee approved filing this bill by consent on 5-15-14.

CB14-0422 A bill for an ordinance authorizing purchase of capital equipment from the Capital Improvement fund.

Authorizes a \$223,391.39 capital purchase of storage area network equipment from World Wide Technologies, Inc. to increase data storage capacity. The Committee approved filing this bill by consent on 5-15-14.

CB14-0425 A bill for an ordinance authorizing the issuance of the "City and County of Denver, Colorado, General Obligation Better Denver Bonds (Denver Mini-Bond Program), Series 2014A" and the "City and County of

Denver, Colorado, General Obligation Better Denver Bonds, Series 2014B”, for the purpose of financing and defraying the cost of acquiring, constructing, installing and improving various civic facilities, together with all necessary, incidental or appurtenant properties, facilities, equipment and costs; providing for the levy of general ad valorem taxes to pay the principal of and interest on the bonds; authorizing the execution of certain agreements and providing other details in connection therewith; ratifying action previously taken relating thereto; providing other matters relating thereto; and making other provisions relating thereto.

Authorizes the issuance of up to \$12 million in 2014 City & County of Denver General Obligation fixed rate, tax-exempt Mini-Bonds sold in \$500 denominations to fund Better Denver Bond Program projects identified by the Better Denver Bond Project Team. The last regularly scheduled Council meeting within the 30-day review period is on 6-23-14. The Committee approved filing this bill at its meeting on 5-14-14.

CB14-0426 A bill for an ordinance approving a proposed Master Purchase Order between the City and County of Denver and Staples Advantage for the purchase of janitorial products.

Approves a \$6 million master purchase order with Staples Advantage through 2-1-16 for purchase of janitorial products for City agencies (5954L0112). The last regularly scheduled Council meeting within the 30-day review period is on 6-23-14. The Committee approved filing this bill by consent on 5-22-14.

CB14-0427 A bill for an ordinance approving a proposed Master Purchase Order between the City and County of Denver and Flint Trading, Inc., for pavement marking tape.

Approves a \$2 million master purchase order with Flint Trading, Inc. through 12-31-16 for street pavement marking tape (5609M0314). The last regularly scheduled Council meeting within the 30-day review period is on 6-23 -14. The Committee approved filing this bill by consent on 5-22-14.

CB14-0438 A bill for an ordinance authorizing the purchase of capital equipment from the Golf Enterprise Fund.

Authorizes a \$61,202 purchase of a bobcat loader through the recently approved lease/purchase agreement from the Golf Enterprise Fund. The Committee approved filing this bill by consent on 5-22-14.

Health, Safety, Education & Services

CB14-0228 A bill for an ordinance approving a proposed Amendatory Grant Agreement between the City and County of Denver and Urban Land Conservancy, to extend the term.

Approves a contract extension through 5-21-14 with Urban Land Conservancy to administer \$750,000 in Housing & Urban Development (HUD) Community Challenge Planning Grant – Housing Development Assistance Funds to be used for affordable housing development (201102158). The last regularly scheduled Council meeting

within the 30-day review period is on 6-23-14. The Committee approved filing this bill by consent on 3-20-14.

CB14-0372 A bill for an ordinance approving a proposed Amendatory Lease Agreement between the City and County of Denver and Running Creek Ranch, LLC for livestock grazing.

Extends an existing revenue contract with Running Creek Ranch through 6-01-17 for lease of City-owned land near the Denver Arapahoe Disposal Site (DADS) landfill for the purpose of grazing livestock (ENVHL-201101017-01). The last regularly scheduled Council meeting within the 30-day review period is on 6-23-14. The Committee approved filing this bill by consent on 5-1-14.

CB14-0420 A bill for an ordinance authorizing expenditures in the Public Safety Special Revenue Fund based on a letter of intent from the Colorado Department of Transportation (CDOT) to award grant funding for capital equipment.

Appropriates \$350,000 in Colorado Department of Transportation (CDOT) grant funding based on a letter of intent that authorizes purchase of capital equipment from the Denver Police Department Special Revenue Fund budget. The Committee approved filing this bill by consent on 5-15-14.

CB14-0429 A bill for an ordinance approving a proposed Agreement between the City and County of Denver and NewsBank, Inc., to market and distribute items from the Rocky Mountain News Archives owned by the Denver Public Library.

Grants a license agreement through 3-21-16 with NewsBank to market and distribute items from the Rocky Mountain News Archives owned by the Denver Public Library (201415446). The last regularly scheduled Council meeting within the 30-day review period is on 6-23-14. The Committee approved filing this bill by consent on 5-22-14.

CB14-0437 A bill for an ordinance approving a proposed Second Amendment and Modification Agreement among the City and County of Denver and Urban Land Conservancy, PHVW TOD, LLC and PHVW LLLP, to increase the contract amount to modify the terms and conditions.

Amends a loan agreement with Urban Land Conservancy to increase existing principle of \$475,000 by \$275,000 in Inclusionary Housing Ordinance (IHO) funds for a new amount of \$750,000 and to extend the maturity date and modify the repayment schedule for an affordable housing project located at 40th and Colorado known as Park Hill Village West development in Council District 8 (OEDEV-201208979). The last regularly scheduled Council meeting within the 30-day review period is on 6-23-14. The Committee approved filing this at its meeting on 5-20-14.

CB14-0439 A bill for an ordinance authorizing the issuance and sale of an amount not to exceed \$18,000,000 of City and County of Denver, Colorado Multifamily Housing Revenue Bonds (Park Hill Village West Project) Series 2014 for the purpose of financing the acquisition, construction and

equipping of a multifamily residential rental housing development to be occupied by low and middle income persons in the City and County of Denver, Colorado and to pay certain expenses of such bond issue; approving and authorizing execution of a trust indenture, a loan agreement, a bond purchase agreement and a tax regulatory agreement with respect to the bonds; making findings and determinations with respect to the project and the bonds; authorizing the execution and delivery of related documents; and repealing all action heretofore taken in conflict herewith.

Authorizes the issuance and sale of an amount not to exceed \$18,000,000 of City and County of Denver, Colorado Multifamily Housing Revenue Bonds Series 2014 for the purpose of financing the acquisition, construction and equipping of the Park Hill Village West multifamily rental housing project at 4175 Albion Street in Council District 8. The Committee approved filing this bill at its meeting on 5-20-14.

Land Use, Transportation & Infrastructure

CB14-0357 A bill for an ordinance approving a Second Amendatory Agreement between the City and County of Denver and AECOM Technical Services, Inc. for the 38th & Blake Project.

Amends a contract with AECOM Technical Services, Inc. to add \$180,555 for a total maximum contract amount of \$2,021,384 for professional design services for the pedestrian bridge as part of the public infrastructure (38th & Blake Station) Transit-Oriented Development (TOD) improvements in Council District 8. The last regularly scheduled Council meeting within the 30-day review period is on 6-23-14. The Committee approved filing this bill by consent on 4-24-14.

CB14-0392 A bill for an ordinance approving an Amendatory Agreement between the City and County of Denver and Westover Corporation for the Denver Art Museum Camera System Upgrade Project.

Amends a contract with Westover Corporation to extend the term through 10-01-14 and adds \$292,579 for a total contract amount of \$690,580.05 for upgrades to the Denver Art Museum's camera and network infrastructure system (201311717). The last regularly scheduled Council meeting within the 30-day review period is on 6-23-14. The Committee approved filing this bill by consent on 5-1-14.

CB14-0414 A bill for an ordinance approving a License Agreement and Covenant with El Jebel Shrine Association to allow El Jebel the use of an existing driveway between Willis Case Golf Course and El Jebel Shrine.

Approves a license agreement with El Jebel Shrine Association for use of the paved driveway at Willis Case Golf Course to access their adjacent property. The last regularly scheduled Council meeting within the 30-day review period is on 6-23-14. The Committee approved filing this bill by consent on 5-15-14.

CB14-0415 A bill for an ordinance approving a Contract Services Agreement with Summit Services, Inc., for median area maintenance services for Parks and Recreation.

Approves a contract with Summit Services, Inc. for \$1,083,402 through 10-31-16 for City-wide maintenance of landscape medians (PARKS-201415856-0000). The last regularly scheduled Council meeting within the 30-day review period is on 6-23-14. The Committee approved filing this bill by consent on 5-15-14.

CB14-0431 A bill for an ordinance approving a proposed Purchase Order between the City and County of Denver and Rush Truck Centers of Colorado, Inc., to procure two barrel loader trash trucks.

Approves a contract with Rush Truck Centers of Colorado for purchase of two barrel loader trash trucks in the amount of \$557,017.70 (PWOPS0000010586). The last regularly scheduled Council meeting within the 30-day review period is on 6-23-14. The Committee approved filing this bill by consent on 5-22-14.

Recap of Bills to be Called Out

Pre-Recess Announcement

Tonight there will be a required public hearing on CB14-0266, changing the zoning classification for portions of 2800, 2900 and 3000 blocks of Welton Street; a required public hearing on CB14-0304, changing the zoning classification of 2000 East 28th Avenue; and a required public hearing on CB14-0305, changing the zoning classification for 3600 East Alameda Avenue, 319 South Garfield Street, 301 South Garfield Street and 314 South Monroe Street. Anyone wishing to speak on any of these matters must see the Council Secretary to sign up during the recess of Council.

Recess

Council Reconvenes and Resumes its Regular Session

Public Hearings - Bills for Final Consideration

Land Use, Transportation & Infrastructure

CB14-0266 A bill for an ordinance changing the zoning classification for portions of 2800, 2900 and 3000 blocks of Welton Street.

Approves a rezoning of portions of the 2800, 2900 and 3000 blocks of Welton Street from C-MX-3 (Urban Center context, Mixed Use, 3-stories max.) to C-MX-5 (Urban Center context, Mixed Use, 5-stories max.) in Council District 8. A PUBLIC HEARING WILL BE HELD AT LEAST FOUR WEEKS AFTER PUBLICATION. The Committee approved filing this bill at its meeting on 4-1-14.

CB14-0304 A bill for an ordinance changing the zoning classification of 2000 East 28th Avenue.

Approves a rezoning of 2000 East 28th Avenue from Planned Unit Development #572 (PUD) to new Planned Unit Development #636 (PUD) under Former Chapter 59 in Council District 8. A PUBLIC HEARING WILL BE HELD AT LEAST FOUR WEEKS AFTER PUBLICATION. The Committee approved filing this bill at its meeting on 4-22-14.

CB14-0305 A bill for an ordinance changing the zoning classification for 3600 East Alameda Avenue, 319 South Garfield Street, 301 South Garfield Street and 314 South Monroe Street.

Approves a rezoning of 3600 East Alameda from former code B-4 (high density business) with waivers and overlay districts UO-1 (allow adult businesses) and UO-2 (allow billboard) to C-MX-5 and C-MX-8 (Urban Center Context, Mixed Use, 5 and 8 stories maximum) in District 10. A PUBLIC HEARING WILL BE HELD AT LEAST FOUR WEEKS AFTER PUBLICATION. The Committee approved filing this bill at its meeting on 4-22-14.

Bills for Final Consideration

Business, Workforce & Sustainability

CB14-0323 A bill for an ordinance approving a proposed Amendment to and Termination of Support Facilities Lease Agreement between the City and County of Denver and United Airlines, Inc., related to leased space at Denver International Airport.

Authorizes early termination of the Continental Hangar Lease Agreement with United Airlines for additional revenue of \$9,690,677 paid by United allowing the facility to be leased to another tenant at Denver International Airport (AC 2X025-01). The last regularly scheduled Council meeting within the 30-day review period is on 6-9-14. The Committee approved filing this bill by consent on 4-17-14.

CB14-0400 A bill for an ordinance approving a proposed Contract between the City and County of Denver and Interstate Highway Construction, Inc. for runway pavement rehabilitation at Denver International Airport.

Approves a \$7,190,097.60 contract with Interstate Highway Construction, Inc. for the Runway 7-25 Complex Pavement Rehabilitation project at Denver International Airport (201314357). The last regularly scheduled Council meeting within the 30-day review period is on 6-9-14. The Committee approved filing this bill at its meeting on 5-14-14.

CB14-0402 A bill for an ordinance approving a proposed Airport Use and Lease Agreement between the City and County of Denver and Republic Airline Inc. related to leased space at Denver International Airport.

Approves a lease agreement through 12-31-16 with Republic Airlines, Inc. for use of facilities at Denver International Airport to support commercial flight operations (PLANE-201314559-00). The last regularly scheduled Council meeting within the 30-day review period is on 6-9-14. The Committee approved filing this bill by

consent on 5-8-14.

CB14-0409 A bill for an ordinance approving a proposed Gate Management System Agreement between the City and County of Denver and Ultra Electronics Airport Systems, Inc., related to hardware, software, support and maintenance services at Denver International Airport.

Approves a three-year \$586,449 contract with Ultra Electronics Airport Systems, Inc. to replace the existing gate management system at Denver International Airport (201208409). The last regularly scheduled Council meeting within the 30-day review period is on 6-9-14. The Committee approved filing this bill by consent on 5-8-14.

CB14-0410 A bill for an ordinance approving a proposed First Amendment to Agreement between the City and County of Denver and Premisys Support Group Inc. related to consulting services at Denver International Airport.

Approves a no-cost extension of the contract with Premisys Support Group, Inc. for two years (through 5-1-16) to provide on-call services for design, documentation, and inspection of voice and data networks at Denver International Airport (CE15005). The last regularly scheduled Council meeting within the 30-day review period is on 6-9-14. The Committee approved filing this bill by consent on 5-8-14.

CB14-0411 A bill for an ordinance approving a proposed Airline Support Facilities Lease Agreement between the City and County of Denver and Frontier Airlines, Inc., related to leased space at Denver International Airport.

Approves a five-year \$12,392,000 lease agreement with Frontier Airlines, Inc. to use the former Continental hangar facility at Denver International Airport (201311728-00). The last regularly scheduled Council meeting within the 30-day review period is on 6-9-14. The Committee approved filing this bill at its meeting on 5-14-14.

Government & Finance

CB14-0360 A bill for an ordinance approving a proposed Fourth Amendatory Agreement by and between the City and County of Denver and Dynamic Imaging Services, Inc., to add additional funds and to extend the contract.

Adds \$184,602.44 to and extends the current contract with Dynamic Imaging, Inc. through 12-31-17 (total contract \$683,602.44) for maintenance and support of the PictureLink/Mugshot system used by the Denver Police Department, Denver Sheriff Department, ID Bureau, District Attorney and County Courts (CE64037). The last regularly scheduled Council meeting within the 30-day review period is on 6-9-14. The Committee approved filing this bill by consent on 4-24-14.

CB14-0361 A bill for an ordinance approving a proposed Second

Amendatory Agreement by and between the City and County of Denver and DLT Solutions, LLC, to add additional funds and to extend the contract.

Adds \$851,152 to and extends the current contract with DLT Solutions through 5-21-17 (total contract amount of \$2,162,048) for maintenance of Oracle Global Customer Support (TECHS-CE95019-02). The last regularly scheduled Council meeting within the 30-day review period is on 6-9-14. The Committee approved filing this bill by consent on 4-24-14.

Health, Safety, Education & Services

CB14-0287 A bill for an ordinance approving a proposed Second Amendatory Agreement between the City and County of Denver and Frontier Family Services to provide Child Placement Agency (CPA) services.

Approves a contract with Frontier Family Services in the amount of \$551,956.31 through 6-30-15 to provide placements and case management services to children in and out of home care (2012-07597-02). The last regularly scheduled Council meeting within the 30-day review period is on 6-9-14. The Committee approved filing this bill by consent on 4-10-14.

Land Use, Transportation & Infrastructure

CB14-0315 A bill for an ordinance approving a proposed Agreement between the City and County of Denver and State of Colorado – Department of Transportation, for the US 6 Bridges Project.

Approves an Intergovernmental Agreement between the City & County of Denver (CCD) and the Colorado Department of Transportation (CDOT) in the amount of \$103 million for the US 6 Bridges Project, which will reconstruct US 6 between I-25 and Knox Court in Council Districts 3 and 9. The last regularly scheduled Council meeting within the 30-day review period is on 6-9-14. The Committee approved filing this bill by consent on 4-17-14.

CB14-0407 A bill for an ordinance relinquishing a portion of the easement reserved in Ordinance No. 438, Series of 1969.

Relinquishes a portion of an easement at North Ivy Street north of 8th Avenue in Council District 5. The last regularly scheduled Council meeting within the 30-day review period is on 6-9-14. The Committee approved filing this bill by consent on 5-8-14.

CB14-0408 A bill for an ordinance vacating a portion of the right-of-way adjacent to 4451, 4455 and 4471 Cahita Court, with reservations.

Vacates a portion of right-of-way adjacent to 4451, 4455, and 4471 Cahita Court with reservation in Council District 9. The Committee approved filing this bill by consent on 5-8-14.

Adjourn

Pending

For 6-16-14

CB14-0370 A bill for an ordinance changing the zoning classification for 8175 Lowry Boulevard.

**Required Public Hearing
Final Consideration**

For 6-16-14

CB14-0371 A bill for an ordinance changing the zoning classification for 5141 Chambers Road.

**Required Public Hearing
Final Consideration**

For 6-16-14

CB14-0398 A bill for an ordinance amending the Denver Zoning Code to allow fresh produce and cottage food sales as a home occupation.

**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