

## City Council of Monday, September 17, 2012

# 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 M. Bergquist..... 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 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 720-337-2000.

### **AUDIO/VIDEO ACCESS TO CITY COUNCIL MEETINGS**

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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 17, 2012 5:30 PM

## **Pledge of Allegiance**

## **Roll Call**

## **Approval of the Minutes**

## **Council Announcements**

## **Presentations**

## **Communications**

## **Proclamations**

**CP12-0692 A proclamation designating Wednesday, September 19, 2012, as World Water Monitoring Day in Denver.**

**Sponsored by Councilmembers Montero, Susman, Ortega, Shepherd, López, Brooks, and Robb.**

**CP12-0694 A proclamation declaring the Month of September 2012 as National Preparedness Month.**

**Sponsored by Councilmembers Ortega, López, Brooks, and Faatz.**

## **Resolutions**

### **Health, Safety, Education & Services**

**CR12-0650 A resolution approving the Mayor's appointment to the Advisory Commission on Youth.**

Approves the Mayoral appointment of Natriece Bryant to the Advisory Commission on Youth for a term effective September 1, 2012 and expiring August 31, 2014 or until a successor is duly appointed. The Committee approved filing this resolution by consent on 9-6-12.

**CR12-0693 A resolution authorizing and approving the expenditure and payment from the appropriation account designated "liability claims," the sum of Six Hundred Ninety-Five Thousand Dollars (\$695,000.00), payable to KING & GREISEN, LLP, in full payment and satisfaction of all claims in Case No. 07-cv-01814-ODS, in the United States District Court for the**

## **District of Colorado.**

Settles claims involving the Police and Sheriff Departments and Denver County Court. This resolution was approved for filing at the Mayor Council meeting on 9-11-12.

## **Land Use, Transportation & Infrastructure**

### **CR12-0658 A resolution granting a revocable permit to Choon Tae Kim to encroach into the right-of-way with a sign at 6701 E. Colfax Avenue.**

Grants a revocable permit to Choon Tae Kim to encroach into the public right-of-way with a sign at 6701 E. Colfax Ave in Council District 5. The Committee approved filing this resolution by consent on 9-6-12.

### **CR12-0659 A resolution granting a revocable permit to the United States General Services Administration to encroach into the right-of-way with various items on 19th Street, 20th Street, Stout Street and Champa Street.**

Grants a revocable permit to the US Government to encroach into the public right-of-way with utility service lines, sanitary sewer, sewer manholes, planter beds with underdrains, retaining walls, and bollards in the area of 19th St., 20th St. and Champa at the Federal Courthouse and Office Building in Council District 9. The Committee approved filing this resolution by consent on 9-6-12.

### **CR12-0660 A resolution granting a revocable permit to Wellington Apartments, LLC to encroach into the right-of-way with various items at 1408 W. Colfax Avenue.**

Grants a revocable permit to Wellington Apartments to encroach into the public right-of-way with a berm, drain, overflow weir, underdrain line, concrete rundown and other improvements at 1408 W Colfax Ave in Council District 9. The Committee approved filing this resolution by consent on 9-6-12.

## **Bills for Introduction**

### **Business, Workforce & Sustainability**

### **CB12-0651 A bill for an ordinance approving a proposed Agreement between the City and County of Denver and SAIC Energy, Environment & Infrastructure, LLC related to technology systems support services for EMS and related equipment at Denver International Airport.**

Approves a 3-year \$3,779,000 contract with Science Applications International Corporation (SAIC) for assessment and an Event Management System which is a technology to integrate with other mostly manual systems to synchronize and consolidate information related to emergency incidences at Denver International Airport (201102264). The last regularly scheduled Council meeting within the 30-day period is on 10-8-12. The Committee approved filing this bill by consent on 9-6-12.

**CB12-0652 A bill for an ordinance approving a proposed Lease Agreement between the City and County of Denver and Transportation Security Administration (TSA) related to construction of a kennel facility for bomb sniffing dogs at Denver International Airport.**

Approves a contract with the Transportation Security Administration (TSA) to construct a kennel facility for bomb sniffing dogs with TSA picking up costs for construction, operations, and the enhanced security system as well as paying ground rent (201206160-00). The last regularly scheduled Council meeting within the 30-day review period is on 10-8-12. The Committee approved filing this bill by consent on 9-6-12.

**Government & Finance**

**CB12-0655 A bill for an ordinance approving a proposed Master Purchase Order between the City and County of Denver and Aramark Uniform & Career Apparel, LLC to provide rental uniforms to DIA and the Public Works Fleet Department.**

Approves a \$750,000 master purchase order with Aramark Uniform Services providing rental uniforms, including outer wear and indoor uniforms, storage lockers and laundry services for the airport and the Public Works Fleet Department (CLOTHING\_UNIFORMS0036A0112). The last regularly scheduled Council meeting within the 30-day review period is on 10-8-12. The Committee approved filing this bill by consent on 9-6-12.

**CB12-0656 A bill for an ordinance approving a proposed Master Purchase Order between the City and County of Denver and McCandless Truck Company to add additional funds for OEM International™ truck parts and components.**

Adds \$350,000 to the master purchase order (now totaling \$550,000) with McCandless Truck Center to procure OEM International™ truck parts and components (0667A0108). The last regularly scheduled Council meeting within the 30-day review period is on 10-8-12. The Committee approved filing this bill by consent on 9-6-12.

**CB12-0657 A bill for an ordinance approving a proposed Master Purchase Order between the City and County of Denver and Rush Truck Centers of Co., Inc. dba Rush Peterbilt Truck Center to add additional funds for OEM Peterbilt™ truck parts and components.**

Adds \$135,000 to the master purchase order (now totaling \$625,000) with Rush Peterbilt Truck Center to procure OEM Peterbilt™ truck parts and components (0667A0308). The last regularly scheduled Council meeting within the 30-day review period is on 10-8-12. The Committee approved filing this bill by consent on 9-6-12.

**Land Use, Transportation & Infrastructure**

**CB12-0587 A bill for an ordinance changing the zoning classification for property located at 4401 Sherman Street.**

Changes the zoning classification of 4401 Sherman from OS-A (Open Space, Public Parks District) to E-SU-B (Urban Edge context, Single Unit) in Council District 9. A PUBLIC HEARING WILL BE HELD AT LEAST FOUR WEEKS AFTER PUBLICATION. The Committee approved filing this bill at its meeting on 9-4-12.

**CB12-0626 A bill for an ordinance changing the zoning classification for 1850 Platte Street.**

Changes the zoning classification of 1850 Platte Street from R-MU-20 (former code designation for Residential Mixed Use, medium density) to C-MX-5 (Commercial Mixed Use, maximum 5 stories) in Council District 9. A PUBLIC HEARING WILL BE HELD AT LEAST FOUR WEEKS AFTER PUBLICATION. The Committee approved filing this bill at its meeting on 9-4-12.

**CB12-0639 A bill for an ordinance assessing the annual costs of the continuing care, operation, repair, maintenance and replacement of the 15th Street Pedestrian Mall Local Maintenance District upon the real property, exclusive of improvements thereon, benefited.**

Approves assessments based on the 2013 budget (\$26,684.62) for the 15th Street Pedestrian Mall local maintenance district in Council District 9 and for which no protests were filed. The Committee approved filing this bill by consent on 9-6-12.

**CB12-0640 A bill for an ordinance assessing the annual costs of the continuing care, operation, repair, maintenance and replacement of the 20th Street Pedestrian Mall Local Maintenance District upon the real property, exclusive of improvements thereon, benefited.**

Approves assessments based on the 2013 budget (\$5,400) for the 20th Street Pedestrian Mall local maintenance district in Council District 9 and for which no protests were filed. The Committee approved filing this bill by consent on 9-6-12.

**CB12-0641 A bill for an ordinance assessing the annual costs of the continuing care, operation, repair, maintenance and replacement of the Consolidated Larimer Street Pedestrian Mall Local Maintenance District upon the real property, exclusive of improvements thereon, benefited.**

Approves assessments based on the 2013 budget (\$27,120) for the Consolidated Larimer Street Pedestrian Mall local maintenance district in Council District 9 and for which no protests were filed. The Committee approved filing this bill by consent on 9-6-12.

**CB12-0642 A bill for an ordinance assessing the annual costs of the continuing care, operation, repair, maintenance and replacement of the Santa Fe Drive Pedestrian Mall A Local Maintenance District upon the real property, exclusive of improvements thereon, benefited.**

Approves assessments based on the 2013 budget (\$28,140) for the Santa Fe Drive Pedestrian Mall A local maintenance district in Council District 9 and for which no

protests were filed. The Committee approved filing this bill by consent on 9-6-12.

**CB12-0643 A bill for an ordinance assessing the annual costs of the continuing care, operation, repair, maintenance and replacement of the Santa Fe Drive Pedestrian Mall B Local Maintenance District upon the real property, exclusive of improvements thereon, benefited.**

Approves assessments based on the 2013 budget (\$33,437) for the Santa Fe Drive Pedestrian Mall B local maintenance district in Council District 9 and for which no protests were filed. The Committee approved filing this bill by consent on 9-6-12.

**CB12-0644 A bill for an ordinance assessing the annual costs of the continuing care, operation, repair, maintenance and replacement of the Santa Fe Drive Pedestrian Mall C Local Maintenance District upon the real property, exclusive of improvements thereon, benefited.**

Approves assessments based on the 2013 budget (\$1,901) for the Santa Fe Drive Pedestrian Mall C local maintenance district in Council District 9 and for which no protests were filed. The Committee approved filing this bill by consent on 9-6-12.

**CB12-0645 A bill for an ordinance assessing the annual costs of the continuing care, operation, repair, maintenance and replacement of the East 13th Avenue Pedestrian Mall Local Maintenance District upon the real property, exclusive of improvements thereon, benefited.**

Approves assessments based on the 2013 budget (\$28,774) for the East 13th Avenue Pedestrian Mall local maintenance district in Council District 10 and for which no protests were filed. The Committee approved filing this bill by consent on 9-6-12.

**CB12-0646 A bill for an ordinance assessing the annual costs of the continuing care, operation, repair, maintenance and replacement of the West 44th Avenue and Eliot Street Pedestrian Mall Local Maintenance District upon the real property, exclusive of improvements thereon, benefited.**

Approves assessments based on the 2013 budget (\$8,000) for the West 44th Avenue and Eliot Street Pedestrian Mall local maintenance district in Council District 1 and for which no protests were filed. The Committee approved filing this bill by consent on 9-6-12.

**CB12-0647 A bill for an ordinance assessing the annual costs of the continuing care, operation, repair, maintenance and replacement of the Expanded Greektown Pedestrian Mall Local Maintenance District upon the real property, exclusive of improvements thereon, benefited.**

Approves assessments based on the 2013 budget (\$20,000) for the Expanded Greektown Pedestrian Mall local maintenance district in Council Districts 8 and 10 and for which no protests were filed. The Committee approved filing this bill by consent on 9-6-12.

**CB12-0648 A bill for an ordinance assessing the annual costs of the continuing care, operation, repair, maintenance and replacement of the West 32nd Avenue Pedestrian Mall Local Maintenance District upon the real property, exclusive of improvements thereon, benefited.**

Approves assessments based on the 2013 budget (\$4,655) for the West 32nd Avenue Pedestrian Mall local maintenance district in Council District 1 and for which no protests were filed. The Committee approved filing this bill by consent on 9-6-12.

**CB12-0649 A bill for an ordinance assessing the annual costs of the continuing care, operation, repair, maintenance and replacement of the 32nd and Lowell Pedestrian Mall Local Maintenance District upon the real property, exclusive of improvements thereon, benefited.**

Approves assessments based on the 2013 budget (\$49,000) for the 32nd and Lowell Pedestrian Mall local maintenance district in Council District 1 and for which no protests were filed. The Committee approved filing this bill by consent on 9-6-12.

**CB12-0662 A bill for an ordinance approving the Central Park Station Area Plan, which plan shall become a part of the Comprehensive Plan for the City and County of Denver pursuant to the provisions of Section 12-61 of the Denver Revised Municipal Code.**

Adopts the Central Park Station Area Plan, which encompasses area around the future RTD rail transit facility at Uinta and Smith Road, as a supplement to the Denver Comprehensive Plan. The Committee approved filing this bill at its meeting on 9-4-12.

## **Recap of Bills to be Called Out**

### **Pre-Recess Announcement**

**Tonight there will be a required public hearing on CB12-0462 changing the zoning classification for property located at approximately 4800 Verbena Street and 4801 Willow Street, and a required public hearing on CB12-0463 changing the zoning classification for property located at approximately 5001 Willow Street. Anyone wishing to speak on either matter 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

**CB12-0462 A bill for an ordinance changing the zoning classification for property located at approximately 4800 Verbena Street and 4801 Willow Street.**

Changes the zoning classification from M-MX-5 (Master Planned context, mixed use, 5 stories) to M-RX-5 (Master Planned context, residential mixed use, 5 stories) of property at approximately 4800 N. Verbena and 4801 N. Willow in Council District 11. A PUBLIC HEARING WILL BE HELD AT LEAST FOUR WEEKS AFTER PUBLICATION. The Committee reviewed this bill at its meeting on 6-12-12; due to lack of a quorum, Councilwoman Robb filed the bill.

**CB12-0463 A bill for an ordinance changing the zoning classification for property located at approximately 5001 Willow Street.**

Changes the zoning classification from M-RH-3 (Master Planned context, Row House, 3 stories) to M-RX-5 (Master Planned context, Residential Mixed Use, 5 stories) on property located at approximately 5001 N. Willow in Council District 11. A PUBLIC HEARING WILL BE HELD AT LEAST FOUR WEEKS AFTER PUBLICATION. The Committee reviewed this bill at its meeting on 6-12-12; due to lack of a quorum, Councilwoman Robb filed the bill.

## Bills for Final Consideration

### Business, Workforce & Sustainability

**CB12-0611 A bill for an ordinance approving a proposed Agreement between the City and County of Denver and DIA Juice, LLC concerning a concession at Denver International Airport.**

Approves a \$130, 900 annual revenue concession agreement with Denver International Airport Juice, LLC to be located in Concourse C West Subcore through 2019 for quick snack choices for passengers and employees of Southwest Airlines PLANE 201205410. The last regularly scheduled Council meeting within the 30-day review period is on 10-01-12. The Committee approved filing this bill at its meeting on 8-22-12.

**CB12-0612 A bill for an ordinance approving a proposed Contract between the City and County of Denver and ISS Facility Services, Inc. concerning janitorial and snow removal at Denver International Airport.**

Approves a five-year, \$96,003,655 contract with ISS Facility Services, Inc. for janitorial and snow removal services at Denver International Airport. The last regularly scheduled Council meeting within the 30 day review period is on 10-01-12. The Committee approved filing this bill at its meeting on 8-22-12.

**CB12-0613 A bill for an ordinance approving a proposed Fourth Amendment to Agreement between the City and County of Denver and Standing Stone, LLC for consulting services related to development and**



**financing of the South Terminal Hotel at Denver International Airport.**

Adds three years (through 2015) and \$1,700,000 to the professional services agreement with Standing Stone for consulting services associated with the development and financing of the South Terminal Hotel (CE72331). The last regularly scheduled Council meeting within the 30-day review period is on 10-01-12. The Committee approved filing this bill at its meeting on 8-22-12.

**CB12-0622 A bill for an ordinance approving a proposed Purchase Order between the City and County of Denver and ISS Facility Services, Inc. concerning janitorial services at Denver International Airport.**

Approves a \$1.5 million purchase order for janitorial services at the airport for approximately 4 weeks while a long-term service provider is chosen. The last regularly scheduled Council meeting within the 30-day review period is on 10-01-12. The Committee approved filing this bill at its meeting on 8-22-12.

**Government & Finance**

**CB12-0620 A bill for an Ordinance amending Section 18-436 and 18-437 of Article XIII of Chapter 18, Employees' Voluntary Deferred Compensation Plan.**

Revises the composition of the Deferred Compensation Committee adding retirees to the membership and giving appointment authority for two members to the City Council. The Committee approved filing this bill at its meeting on 8-22-12.

**Health, Safety, Education & Services**

**CB12-0532 A bill for an ordinance approving a proposed Second Extension to Lease Agreement among the City and County of Denver, Recycled Materials Company, Inc., and Waste Management of Colorado, Inc., to extend the lease term and modify certain terms of the Lease Agreement.**

Extends the lease agreement between Recycled Materials Company, Inc (RMCI), Waste Management of Colorado, Inc. and the City and County of Denver for RMCI's use of acreage for recycling and processing of concrete and asphalt at the Denver Arapahoe Disposal Site for a revenue contract amount of \$2,012,625 and contract term through December 31, 2020. The last regularly scheduled Council meeting within the 30-day review period is on 10-01-12. The Committee approved filing this bill by consent on 7-19-12.

**CB12-0616 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 "FY2012 Byrne Memorial Justice Assistance Grant (JAG) Program" and the funding therefor.**

Accepts the FY2012 Byrne Memorial/Justice Assistance Grant (JAG) in the amount of \$356,943 awarded to the Denver Police Department to fund victim services staffing and funding for the air support unit (2012-DJ-BX-0373). The Committee

approved filing this bill by consent on 8-23-12.

## **Land Use, Transportation & Infrastructure**

**CB12-0637 A bill for an ordinance approving and providing for the execution of a proposed contract between the City and County of Denver and the State of Colorado, Department of Transportation, concerning the "Denver TSSIP 2013" project and the funding therefor.**

Allows the City to receive \$1,209,000 and expend the federal funds to upgrade traffic signals with Ethernet communications and UPS backup on the following corridors: 1) Colorado from Hampden to 1st Ave.; 2) Colfax from Sheridan to I-25; and 3) Colfax from Logan to Yosemite. The last regularly scheduled Council meeting within the 30-day review period is on 10-1-12. The Committee approved filing this bill by consent on 8-30-12.

## **Announcement**

**Dependent upon publication on Monday, October 15, 2012, Council will hold a required public hearing on CB12-0587 changing the zoning classification for property located at 4401 Sherman Street, and a required public hearing on CB12-0626 changing the zoning classification for 1850 Platte Street. Any protests against CB12-0587 or CB12-0626 must be filed with the Council Offices no later than Monday, October 8, 2012.**

**Also, on Monday, October 1, Council will sit as the Board of Equalization if required to hear any timely, written protests of assessment filed with the Manager of Public Works from property owners within any of the following districts: South Downing Street Pedestrian Mall, West 38th Avenue I Pedestrian Mall, Golden Triangle Pedestrian Mall, Broadway Pedestrian Mall A, Broadway Pedestrian Mall B, Phase II Broadway Pedestrian Mall, South Broadway (Arizona to Iowa) Local Maintenance District, and the Tennyson (38th to 44th) Local Maintenance District.**

## **Adjourn**