

City Council Minutes

Meeting Date: Monday, August 09, 2010 5:30 PM

Pledge of Allegiance

Councilmember Brown led the pledge of allegiance.

Roll Call

Present: Boigon, Brown, Faatz, Hancock, Johnson, Lehmann, Linkhart, López, Madison, Montero, Nevitt, Robb, Sandoval (13)

Approval of Minutes of Monday, August 2, 2010

The minutes of meeting date, Monday, August 2, 2010 were distributed to Council. Council President Nevitt ordered the minutes approved.

Council Announcements

Presentations

Communications

Proclamations

CP10-0679 A proclamation supporting the Denver Regional Council of Governments' Comprehensive joint application to the US Department of Housing and Urban Development's Sustainable Communities Regional Planning Grant Program. Sponsored by Councilmembers Nevitt, Hancock, Linkhart, Brown, Faatz, Lehmann, López, Madison, and Sandoval.

A motion offered by Councilmember Linkhart, duly seconded by Councilmember Lehmann, that CP10-0679 be adopted carried by the following vote:

Passed

For: Boigon, Brown, Faatz, Hancock, Johnson, Lehmann, Linkhart, Lopez, Madison, Montero, Nevitt, Robb, Sandoval (13)

Against: (None) (0)

Absent: (None) (0)

Abstain: (None) (0)

CP10-0702 A proclamation honoring the 25th Anniversary of the Lucero Annual Neighborhood BBQ. Sponsored by Councilmember López.

Resolutions

The Council Secretary read the following resolutions by titles. The Council President referred the resolutions to the committees shown in parentheses after the resolution titles.

Neighborhood, Community & Business Revitalization

CR10-0649 A resolution declaring the intent of the City and County of Denver, Colorado to issue housing revenue bonds or mortgage credit certificates to provide financing of residential facilities for low- and middle-income families or persons; prescribing certain terms and conditions of such bonds; and containing other provisions relating to the proposed issuance of such bonds.

A motion offered by Councilmember Brown, duly seconded by Councilmember Montero, that CR10-0649, CR10-0672, CR10-0673, CR10-0674, CR10-0675, CR10-0676, and CR10-0700, be adopted en bloc carried by the following vote:

Passed

For: Boigon, Brown, Faatz, Hancock, Johnson, Lehmann, Linkhart, Lopez, Madison, Montero, Nevitt, Robb, Sandoval (13)

Against: (None) (0)

Absent: (None) (0)

Abstain: (None) (0)

Public Works

CR10-0672 A resolution granting a revocable permit to Unipath, LLC to encroach into the right-of-way with conduit and fiber optic communications at 6116 E. Warren Ave. to 6000 E. Evans Ave.

A motion offered by Councilmember Brown, duly seconded by Councilmember Montero, that CR10-0649, CR10-0672, CR10-0673, CR10-0674, CR10-0675, CR10-0676, and CR10-0700, be adopted en bloc carried by the following vote:

Passed

For: Boigon, Brown, Faatz, Hancock, Johnson, Lehmann, Linkhart, Lopez, Madison, Montero, Nevitt, Robb, Sandoval (13)

Against: (None) (0)

Absent: (None) (0)

Abstain: (None) (0)

CR10-0673 A resolution laying out, opening and establishing as part of the city street system a parcel of land as a public alley bounded by W. 35th Ave., W. 34th Ave., N. Pecos St., N. Quivas St.

A motion offered by Councilmember Brown, duly seconded by Councilmember Montero, that CR10-0649, CR10-0672, CR10-0673, CR10-0674, CR10-0675, CR10-0676, and CR10-0700, be adopted en bloc carried by the following vote:

Passed

For: Boigon, Brown, Faatz, Hancock, Johnson, Lehmann, Linkhart, Lopez, Madison, Montero, Nevitt, Robb, Sandoval (13)

Against: (None) (0)

Absent: (None) (0)

Abstain: (None) (0)

CR10-0674 A resolution laying out, opening and establishing as part of the city street system certain parcels of land as a public alley located at 46th Ave., between Sherman St. and Grant St.

A motion offered by Councilmember Brown, duly seconded by Councilmember Montero, that CR10-0649, CR10-0672, CR10-0673, CR10-0674, CR10-0675, CR10-0676, and CR10-0700, be adopted en bloc carried by the following vote:

Passed

For: Boigon, Brown, Faatz, Hancock, Johnson, Lehmann, Linkhart, Lopez, Madison, Montero, Nevitt, Robb, Sandoval (13)

Against: (None) (0)

Absent: (None) (0)

Abstain: (None) (0)

CR10-0675 A resolution laying out, opening and establishing certain parcels of land for right-of-way purposes as S. Zuni St., from W. Iliff Ave. to W. Aspen Ct.

A motion offered by Councilmember Brown, duly seconded by Councilmember Montero, that CR10-0649, CR10-0672, CR10-0673, CR10-0674, CR10-0675, CR10-0676, and CR10-0700, be adopted en bloc carried by the following vote:

Passed

For: Boigon, Brown, Faatz, Hancock, Johnson, Lehmann, Linkhart, Lopez, Madison, Montero, Nevitt, Robb, Sandoval (13)

Against: (None) (0)

Absent: (None) (0)

Abstain: (None) (0)

CR10-0676 A resolution laying out, opening and establishing certain parcels of land for right-of-way purposes as S. Sheridan Blvd., located at the intersections of S. Sheridan Blvd. and W. Evans Ave., W. Columbia Pl., and W. Dartmouth Ave.

A motion offered by Councilmember Brown, duly seconded by Councilmember Montero, that CR10-0649, CR10-0672, CR10-0673, CR10-0674, CR10-0675, CR10-0676, and CR10-0700, be adopted en bloc carried by the following vote:

Passed

For: Boigon, Brown, Faatz, Hancock, Johnson, Lehmann, Linkhart, Lopez, Madison, Montero, Nevitt, Robb, Sandoval (13)

Against: (None) (0)

Absent: (None) (0)

Abstain: (None) (0)

CR10-0700 A resolution setting the public hearings on the Service Plans for the BMP Metropolitan District Nos. 1-3, City and County of Denver, Colorado.

A motion offered by Councilmember Brown, duly seconded by Councilmember Montero, that CR10-0649, CR10-0672, CR10-0673, CR10-0674, CR10-0675, CR10-0676, and CR10-0700, be adopted en bloc carried by the following vote:

Passed

For: Boigon, Brown, Faatz, Hancock, Johnson, Lehmann, Linkhart, Lopez, Madison, Montero, Nevitt, Robb, Sandoval (13)

Against: (None) (0)

Absent: (None) (0)

Abstain: (None) (0)

Bills for Introduction

The Council Secretary read the following bills by titles. The Council President referred the bills to the committees shown in parentheses after the bill titles.

Council President Nevitt announced that all other bills on introduction are ordered published.

Blueprint Denver

CB10-0606 A bill for an ordinance relating to the Denver Zoning Code, correcting various errata.

A motion offered by Councilmember Nevitt, duly seconded by Councilmember Brown, that CB10-0606, CB10-0610, CB10-0639, CB10-0642, CB10-0629, CB10-0699, CB10-0637, CB10-0513, CB10-0651, CB10-0507, CB10-0626, CB10-0636, CB10-0635, CB10-0643, CB10-0644, CB10-0646, CB10-0647, CB10-0657, CB10-0623, CB10-0627, and CB10-0701 be ordered published en bloc carried by the following vote:

Passed

For: Boigon, Brown, Faatz, Hancock, Johnson, Lehmann, Linkhart, Lopez, Madison, Montero, Nevitt, Robb, Sandoval (13)

Against: (None) (0)

Absent: (None) (0)

Abstain: (None) (0)

CB10-0607 A bill for an ordinance relating to the Denver Zoning Code, restricting growing of medical marijuana in residential districts and uses.

A motion offered by Councilmember Robb, duly seconded by Councilmember Lehmann, that CP10-0607 be ordered published carried by the following vote:

Passed

For: Boigon, Brown, Faatz, Hancock, Johnson, Lehmann, Linkhart, Lopez, Madison, Montero, Nevitt, Robb, Sandoval (13)

Against: (None) (0)

Absent: (None) (0)

Abstain: (None) (0)

A motion offered by Councilmember Robb, duly seconded by Councilmember Boigon, that final consideration of CB10-0607 be postponed to Monday, September 20, 2010, carried by the following vote:

Passed

For: Boigon, Brown, Faatz, Hancock, Johnson, Lehmann, Linkhart, Lopez, Madison, Montero, Nevitt, Robb, Sandoval (13)

Against: (None) (0)

Absent: (None) (0)

Abstain: (None) (0)

CB10-0610 A bill for an ordinance designating the Holland House, located at 2340 South Josephine Street, as a structure for preservation.

A motion offered by Councilmember Nevitt, duly seconded by Councilmember Brown, that CB10-0606, CB10-0610, CB10-0639, CB10-0642, CB10-0629, CB10-0699, CB10-0637, CB10-0513, CB10-0651, CB10-0507, CB10-0626, CB10-0636, CB10-0635, CB10-0643, CB10-0644, CB10-0646, CB10-0647, CB10-0657, CB10-0623, CB10-0627, and CB10-0701 be ordered published en bloc carried by the following vote:

Passed

For: Boigon, Brown, Faatz, Hancock, Johnson, Lehmann, Linkhart, Lopez, Madison, Montero, Nevitt, Robb, Sandoval (13)

Against: (None) (0)

Absent: (None) (0)

Abstain: (None) (0)

Bond Implementation

CB10-0639 A bill for an ordinance approving an amendatory on-call agreement between Haselden Construction, LLC and the City & County of Denver that will provide general construction services.

A motion offered by Councilmember Nevitt, duly seconded by Councilmember Brown, that CB10-0606, CB10-0610, CB10-0639, CB10-0642, CB10-0629, CB10-0699, CB10-0637, CB10-0513, CB10-0651, CB10-0507, CB10-0626, CB10-0636, CB10-0635, CB10-0643, CB10-0644, CB10-0646, CB10-0647, CB10-0657, CB10-0623, CB10-0627, and CB10-0701 be ordered published en bloc carried by the following vote:

Passed

For: Boigon, Brown, Faatz, Hancock, Johnson, Lehmann, Linkhart, Lopez, Madison, Montero, Nevitt, Robb, Sandoval (13)

Against: (None) (0)

Absent: (None) (0)

Abstain: (None) (0)

CB10-0642 A bill for an ordinance approving an agreement between Goodland Construction, Inc. and the City & County of Denver for the Babi Yar Park Improvements Project.

A motion offered by Councilmember Nevitt, duly seconded by Councilmember Brown, that CB10-0606, CB10-0610, CB10-0639, CB10-0642, CB10-0629, CB10-0699, CB10-0637, CB10-0513, CB10-0651, CB10-0507, CB10-0626, CB10-0636, CB10-0635, CB10-0643, CB10-0644, CB10-0646, CB10-0647, CB10-0657, CB10-0623, CB10-0627, and CB10-0701 be ordered published en bloc carried by the following vote:

Passed

For: Boigon, Brown, Faatz, Hancock, Johnson, Lehmann, Linkhart, Lopez, Madison, Montero, Nevitt, Robb, Sandoval (13)

Against: (None) (0)

Absent: (None) (0)

Abstain: (None) (0)

Economic Development

CB10-0629 A bill for an ordinance approving a proposed Third Amendatory Agreement between the City and County of Denver and Simat Helliesen & Eichner, Inc. concerning professional and technical services at Denver International Airport.

A motion offered by Councilmember Nevitt, duly seconded by Councilmember Brown, that CB10-0606, CB10-0610, CB10-0639, CB10-0642, CB10-0629, CB10-0699, CB10-0637, CB10-0513, CB10-0651, CB10-0507, CB10-0626, CB10-0636, CB10-0635, CB10-0643, CB10-0644, CB10-0646, CB10-0647, CB10-0657, CB10-0623, CB10-0627, and CB10-0701 be ordered published en bloc carried by the following vote:

Passed

For: Boigon, Brown, Faatz, Hancock, Johnson, Lehmann, Linkhart, Lopez, Madison, Montero, Nevitt, Robb, Sandoval (13)

Against: (None) (0)

Absent: (None) (0)

Abstain: (None) (0)

FasTracks

CB10-0699 A bill for an Ordinance approving a proposed Public Work West Corridor Right of Way Agreement (FasTracks West Corridor) between the City and County of Denver and the Regional Transportation District ("RTD") to provide for the transfer of properties to and from the City and County of Denver to and from the RTD for value specified for the purpose of furthering the FasTracks West Corridor Project.

A motion offered by Councilmember Nevitt, duly seconded by Councilmember Brown, that CB10-0606, CB10-0610, CB10-0639, CB10-0642, CB10-0629, CB10-0699, CB10-0637, CB10-0513, CB10-0651, CB10-0507, CB10-0626, CB10-0636, CB10-0635, CB10-0643, CB10-0644, CB10-0646, CB10-0647, CB10-0657, CB10-0623, CB10-0627, and CB10-0701 be ordered published en bloc carried by the following vote:

Passed

For: Boigon, Brown, Faatz, Hancock, Johnson, Lehmann, Linkhart, Lopez, Madison, Montero, Nevitt, Robb, Sandoval (13)

Against: (None) (0)

Absent: (None) (0)

Abstain: (None) (0)

Finance

CB10-0637 A bill for an ordinance approving a proposed Amendatory Agreement between the City and County of Denver and Harris Corporation for maintenance services for radios and equipment used throughout the City.

A motion offered by Councilmember Nevitt, duly seconded by Councilmember Brown, that CB10-0606, CB10-0610, CB10-0639, CB10-0642, CB10-0629, CB10-0699, CB10-0637, CB10-0513, CB10-0651, CB10-0507, CB10-0626, CB10-0636, CB10-0635, CB10-0643, CB10-0644, CB10-0646, CB10-0647, CB10-0657, CB10-0623, CB10-0627, and CB10-0701 be ordered published en bloc carried by the following vote:

Passed

For: Boigon, Brown, Faatz, Hancock, Johnson, Lehmann, Linkhart, Lopez, Madison, Montero, Nevitt, Robb, Sandoval (13)

Against: (None) (0)

Absent: (None) (0)

Abstain: (None) (0)

General Government

CB10-0513 A bill for an ordinance approving a proposed Amendatory Agreement with West Publishing Corporation d/b/a Thomson West, to revise on-line legal research services.

A motion offered by Councilmember Nevitt, duly seconded by Councilmember Brown, that CB10-0606, CB10-0610, CB10-0639, CB10-0642, CB10-0629, CB10-0699, CB10-0637, CB10-0513, CB10-0651, CB10-0507, CB10-0626, CB10-0636, CB10-0635, CB10-0643, CB10-0644, CB10-0646, CB10-0647, CB10-0657, CB10-0623, CB10-0627, and CB10-0701 be ordered published en bloc carried by the following vote:

Passed

For: Boigon, Brown, Faatz, Hancock, Johnson, Lehmann, Linkhart, Lopez, Madison, Montero, Nevitt, Robb, Sandoval (13)

Against: (None) (0)

Absent: (None) (0)

Abstain: (None) (0)

CB10-0651 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.

A motion offered by Councilmember Nevitt, duly seconded by Councilmember Brown, that CB10-0606, CB10-0610, CB10-0639, CB10-0642, CB10-0629, CB10-0699, CB10-0637, CB10-0513, CB10-0651, CB10-0507, CB10-0626, CB10-0636, CB10-0635, CB10-0643, CB10-0644, CB10-0646, CB10-0647, CB10-0657, CB10-0623, CB10-0627, and CB10-0701 be ordered published en bloc carried by the following vote:

Passed

For: Boigon, Brown, Faatz, Hancock, Johnson, Lehmann, Linkhart, Lopez, Madison, Montero, Nevitt, Robb, Sandoval (13)

Against: (None) (0)

Absent: (None) (0)

Abstain: (None) (0)

Public Amenities

CB10-0507 A bill for an ordinance approving an amendatory on-call agreement between Landtech Contractors, Inc. and the City & County of Denver for landscape improvements and irrigation construction services.

A motion offered by Councilmember Nevitt, duly seconded by Councilmember Brown, that CB10-0606, CB10-0610, CB10-0639, CB10-0642, CB10-0629, CB10-0699, CB10-0637, CB10-0513, CB10-0651, CB10-0507, CB10-0626, CB10-0636, CB10-0635, CB10-0643, CB10-0644, CB10-0646, CB10-0647, CB10-0657, CB10-0623, CB10-0627, and CB10-0701 be ordered published en bloc carried by the following vote:

Passed

For: Boigon, Brown, Faatz, Hancock, Johnson, Lehmann, Linkhart, Lopez, Madison, Montero, Nevitt, Robb, Sandoval (13)

Against: (None) (0)

Absent: (None) (0)

Abstain: (None) (0)

CB10-0626 A bill for an ordinance approving a First Amendment to a Cooperative Agreement with Civic Center Conservancy with regard to vendor services in Civic Center Park.

A motion offered by Councilmember Nevitt, duly seconded by Councilmember Brown, that CB10-0606, CB10-0610, CB10-0639, CB10-0642, CB10-0629, CB10-0699, CB10-0637, CB10-0513, CB10-0651, CB10-0507, CB10-0626, CB10-0636, CB10-0635, CB10-0643, CB10-0644, CB10-0646, CB10-0647, CB10-0657, CB10-0623, CB10-0627, and CB10-0701 be ordered published en bloc carried by the following vote:

Passed

For: Boigon, Brown, Faatz, Hancock, Johnson, Lehmann, Linkhart, Lopez, Madison, Montero, Nevitt, Robb, Sandoval (13)

Against: (None) (0)

Absent: (None) (0)

Abstain: (None) (0)

CB10-0636 A bill for an ordinance approving a proposed User Agreement (Extension) between the City and County of Denver and Colorado Symphony Association.

A motion offered by Councilmember Nevitt, duly seconded by Councilmember Brown, that CB10-0606, CB10-0610, CB10-0639, CB10-0642, CB10-0629, CB10-0699, CB10-0637, CB10-0513, CB10-0651, CB10-0507, CB10-0626, CB10-0636, CB10-0635, CB10-0643, CB10-0644, CB10-0646, CB10-0647, CB10-0657, CB10-0623, CB10-0627, and CB10-0701 be ordered published en bloc carried by the following vote:

Passed

For: Boigon, Brown, Faatz, Hancock, Johnson, Lehmann, Linkhart, Lopez, Madison, Montero, Nevitt, Robb, Sandoval (13)

Against: (None) (0)

Absent: (None) (0)

Abstain: (None) (0)

Public Works

CB10-0635 A bill for an ordinance approving a proposed Master Purchase Order between the City and County of Denver and SunCor Energy USA, Incorporated, for asphalt binder oil.

A motion offered by Councilmember Nevitt, duly seconded by Councilmember Brown, that CB10-0606, CB10-0610, CB10-0639, CB10-0642, CB10-0629, CB10-0699, CB10-0637, CB10-0513, CB10-0651, CB10-0507, CB10-0626, CB10-0636, CB10-0635, CB10-0643, CB10-0644, CB10-0646, CB10-0647, CB10-0657, CB10-0623, CB10-0627, and CB10-0701 be ordered published en bloc carried by the following vote:

Passed

For: Boigon, Brown, Faatz, Hancock, Johnson, Lehmann, Linkhart, Lopez, Madison, Montero, Nevitt, Robb, Sandoval (13)

Against: (None) (0)

Absent: (None) (0)

Abstain: (None) (0)

CB10-0643 A bill for an ordinance approving the second amendatory on-call agreement between Centennial Engineering, Inc. and the City & County of Denver to provide traffic and transportation engineering services.

A motion offered by Councilmember Nevitt, duly seconded by Councilmember Brown, that CB10-0606, CB10-0610, CB10-0639, CB10-0642, CB10-0629, CB10-0699, CB10-0637, CB10-0513, CB10-0651, CB10-0507, CB10-0626, CB10-0636, CB10-0635, CB10-0643, CB10-0644, CB10-0646, CB10-0647, CB10-0657, CB10-0623, CB10-0627, and CB10-0701 be ordered published en bloc carried by the following vote:

Passed
For: Boigon, Brown, Faatz, Hancock, Johnson, Lehmann, Linkhart, Lopez, Madison, Montero, Nevitt, Robb, Sandoval (13)
Against: (None) (0)
Absent: (None) (0)
Abstain: (None) (0)

CB10-0644 A bill for an ordinance approving the second amendatory on-call agreement between URS Corporation and the City & County of Denver to provide traffic and transportation engineering services.

A motion offered by Councilmember Nevitt, duly seconded by Councilmember Brown, that CB10-0606, CB10-0610, CB10-0639, CB10-0642, CB10-0629, CB10-0699, CB10-0637, CB10-0513, CB10-0651, CB10-0507, CB10-0626, CB10-0636, CB10-0635, CB10-0643, CB10-0644, CB10-0646, CB10-0647, CB10-0657, CB10-0623, CB10-0627, and CB10-0701 be ordered published en bloc carried by the following vote:

Passed
For: Boigon, Brown, Faatz, Hancock, Johnson, Lehmann, Linkhart, Lopez, Madison, Montero, Nevitt, Robb, Sandoval (13)
Against: (None) (0)
Absent: (None) (0)
Abstain: (None) (0)

CB10-0646 A bill for an ordinance approving the second amendatory on-call agreement between Hartwig & Associates, Inc. and the City & County of Denver to provide services for traffic and transportation engineering services.

A motion offered by Councilmember Nevitt, duly seconded by Councilmember Brown, that CB10-0606, CB10-0610, CB10-0639, CB10-0642, CB10-0629, CB10-0699, CB10-0637, CB10-0513, CB10-0651, CB10-0507, CB10-0626, CB10-0636, CB10-0635, CB10-0643, CB10-0644, CB10-0646, CB10-0647, CB10-0657, CB10-0623, CB10-0627, and CB10-0701 be ordered published en bloc carried by the following vote:

Passed
For: Boigon, Brown, Faatz, Hancock, Johnson, Lehmann, Linkhart, Lopez, Madison, Montero, Nevitt, Robb, Sandoval (13)
Against: (None) (0)
Absent: (None) (0)
Abstain: (None) (0)

CB10-0647 A bill for an ordinance approving the second amendatory on-call agreement between Felsburg, Holt & Ullevig, Inc. and the City & County of Denver to provide traffic and transportation engineering services.

A motion offered by Councilmember Nevitt, duly seconded by Councilmember Brown, that CB10-0606, CB10-0610, CB10-0639, CB10-0642, CB10-0629, CB10-0699, CB10-0637, CB10-0513, CB10-0651, CB10-0507, CB10-0626, CB10-0636, CB10-0635, CB10-0643, CB10-0644, CB10-0646, CB10-0647, CB10-0657, CB10-0623, CB10-0627, and CB10-0701 be ordered published en bloc carried by the following vote:

Passed
For: Boigon, Brown, Faatz, Hancock, Johnson, Lehmann, Linkhart, Lopez, Madison, Montero, Nevitt, Robb, Sandoval (13)
Against: (None) (0)
Absent: (None) (0)
Abstain: (None) (0)

CB10-0657 A bill for an ordinance approving an Intergovernmental Agreement between the City and County of Denver and the State of Colorado - Department of Transportation for the State Senate Bill 8 - Traffic Control Device Maintenance Program.

A motion offered by Councilmember Nevitt, duly seconded by Councilmember Brown, that CB10-0606, CB10-0610, CB10-0639, CB10-0642, CB10-0629, CB10-0699, CB10-0637, CB10-0513, CB10-0651, CB10-0507, CB10-0626, CB10-0636, CB10-0635, CB10-0643, CB10-0644, CB10-0646, CB10-0647, CB10-0657, CB10-0623, CB10-0627, and CB10-0701 be ordered published en bloc carried by the following vote:

Passed
For: Boigon, Brown, Faatz, Hancock, Johnson, Lehmann, Linkhart, Lopez, Madison, Montero, Nevitt, Robb, Sandoval (13)
Against: (None) (0)
Absent: (None) (0)
Abstain: (None) (0)

Safety

CB10-0623 A bill for an ordinance approving an amendatory agreement between Regents of the University of Colorado, d/b/a Addiction Research and Treatment (ARTS) and the City & County of Denver for Community Corrections program services.

A motion offered by Councilmember Nevitt, duly seconded by Councilmember Brown, that CB10-0606, CB10-0610, CB10-0639, CB10-0642, CB10-0629, CB10-0699, CB10-0637, CB10-0513, CB10-0651, CB10-0507, CB10-0626, CB10-0636, CB10-0635, CB10-0643, CB10-0644, CB10-0646, CB10-0647, CB10-0657, CB10-0623, CB10-0627, and CB10-0701 be ordered published en bloc carried by the following vote:

Passed
For: Boigon, Brown, Faatz, Hancock, Johnson, Lehmann, Linkhart, Lopez, Madison, Montero, Nevitt, Robb, Sandoval (13)
Against: (None) (0)
Absent: (None) (0)
Abstain: (None) (0)

CB10-0627 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, Federal Emergency Management Agency, concerning the "Incident Management Team Pilot FY10 " program and the funding therefor.

A motion offered by Councilmember Nevitt, duly seconded by Councilmember Brown, that CB10-0606, CB10-0610, CB10-0639, CB10-0642, CB10-0629, CB10-0699, CB10-0637, CB10-0513, CB10-0651, CB10-0507, CB10-0626, CB10-0636, CB10-0635, CB10-0643, CB10-0644, CB10-0646, CB10-0647, CB10-0657, CB10-0623, CB10-0627, and CB10-0701 be ordered published en bloc carried by the following vote:

Passed

For: Boigon, Brown, Faatz, Hancock, Johnson, Lehmann, Linkhart, Lopez, Madison, Montero, Nevitt, Robb, Sandoval (13)

Against: (None) (0)

Absent: (None) (0)

Abstain: (None) (0)

CB10-0701 A bill for an ordinance approving an agreement between FCI Constructors, Inc. and the City & County of Denver for Smith Road improvements to complete the final phase of the Denver Justice Center Project

A motion offered by Councilmember Nevitt, duly seconded by Councilmember Brown, that CB10-0606, CB10-0610, CB10-0639, CB10-0642, CB10-0629, CB10-0699, CB10-0637, CB10-0513, CB10-0651, CB10-0507, CB10-0626, CB10-0636, CB10-0635, CB10-0643, CB10-0644, CB10-0646, CB10-0647, CB10-0657, CB10-0623, CB10-0627, and CB10-0701 be ordered published en bloc carried by the following vote:

Passed

For: Boigon, Brown, Faatz, Hancock, Johnson, Lehmann, Linkhart, Lopez, Madison, Montero, Nevitt, Robb, Sandoval (13)

Against: (None) (0)

Absent: (None) (0)

Abstain: (None) (0)

Recess

Council Reconvenes and Resumes its Regular Session

Bills for Final Consideration - Public Hearings

Required	CB10-0434 A bill for an ordinance relating to the Denver Zoning Code, enacting 3 new zone districts in the Master Planned Context. (BLUEPRINT DENVER) Language Amendment 1. Adopts three additional zoning classifications for use in the Master Planned Context. The Committee approved filing this bill at its meeting on 6-23-10.
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Council sat as a Committee of the Whole commencing at 8:05 p.m., Council President Nevitt presiding, to hear speakers either for or against the CB10-0434. No speakers signed up to address the bill. Tina Axelrad of Community, Planning and Developments delivered the Staff Report with an overview and recommendation for non-approval.

A motion offered by Councilmember Montero, duly seconded by Councilmember Linkhart, that CB10-0434 be placed upon final consideration and do pass carried by the following vote:

Passed

For: Boigon, Faatz, Hancock, Johnson, Lehmann, Linkhart, Lopez, Madison, Montero, Nevitt, Robb, Sandoval (12)

Against: (None) (0)

Absent: Brown (1)

Abstain: (None) (0)

Required	CB10-0520 A bill for an ordinance changing the zoning classification for 4725 High Street, to a Planned Unit Development District (PUD). (BLUEPRINT DENVER) Appl. 2009I-00042. Changes the zoning of the 0.85-acre parcel at 4725 High from PUD #250 to PUD to allow addition of housing for female veterans and their children and services in the existing Elyria School building in Council District 9. PUBLIC HEARING AT LEAST FOUR WEEKS FOLLOWING PASSAGE ON FIRST READING. The Committee approved filing this bill at its meeting on 6-23-10.
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Council sat as a Committee of the Whole commencing at 8:27 p.m., Council President Nevitt presiding, to hear speakers either for or against the CB10-520. Jim Mercado, Tony Garcia, Aleksander Sheykhet, and Carol Lease signed up to address the bill. Tina Axelrad of Community, Planning and Developments delivered the Staff Report with an overview and recommendation for non-approval.

A motion offered by Councilmember Montero, duly seconded by Councilmember Lehmann, that CB10-0520 be placed upon final consideration and do pass carried by the following vote:

Passed

For: Boigon, Faatz, Hancock, Johnson, Lehmann, Linkhart, Lopez, Madison, Montero, Nevitt, Robb, Sandoval (12)

Against: (None) (0)

Absent: Brown (1)

Abstain: (None) (0)

Bills for Final Consideration

CB10-0631 A bill for an ordinance approving a proposed Contract between the City and County of Denver and Kiewit Building Group, Inc., for the construction of the new Eastside Human Services facility. (BOND IMPLEMENTATION)

A motion offered by Councilmember Brown, duly seconded by Councilmember Montero, that CB10-0631, CB10-0563, CB10-0564, CB10-0565, CB10-0598, CB10-0599, CB10-0628, CB10-0617, CB10-0625, CB10-0621, CB10-0603, CB10-0614, CB10-0547, CB10-0620, CB10-0618, CB10-0574, CB10-0616, and CB10-0622 be placed upon final consideration and do pass en bloc carried by the following vote:
Passed

For: Boigon, Brown, Faatz, Hancock, Johnson, Lehmann, Linkhart, Lopez, Madison, Montero, Nevitt, Robb, Sandoval (13)

Against: (None) (0)

Absent: (None) (0)

Abstain: (None) (0)

CB10-0563 A bill for an ordinance approving a proposed Purchase Agreement between the City and County of Denver and Constellation Solar V, LLC related to a new solar plant at Denver International Airport. (ECONOMIC DEVELOPMENT)

A motion offered by Councilmember Brown, duly seconded by Councilmember Montero, that CB10-0631, CB10-0563, CB10-0564, CB10-0565, CB10-0598, CB10-0599, CB10-0628, CB10-0617, CB10-0625, CB10-0621, CB10-0603, CB10-0614, CB10-0547, CB10-0620, CB10-0618, CB10-0574, CB10-0616, and CB10-0622 be placed upon final consideration and do pass en bloc carried by the following vote:
Passed

For: Boigon, Brown, Faatz, Hancock, Johnson, Lehmann, Linkhart, Lopez, Madison, Montero, Nevitt, Robb, Sandoval (13)

Against: (None) (0)

Absent: (None) (0)

Abstain: (None) (0)

CB10-0564 A bill for an ordinance approving a proposed Loan Agreement between the City and County of Denver and Constellation Solar V, LLC related to a new solar plant at Denver International Airport. (ECONOMIC DEVELOPMENT)

A motion offered by Councilmember Brown, duly seconded by Councilmember Montero, that CB10-0631, CB10-0563, CB10-0564, CB10-0565, CB10-0598, CB10-0599, CB10-0628, CB10-0617, CB10-0625, CB10-0621, CB10-0603, CB10-0614, CB10-0547, CB10-0620, CB10-0618, CB10-0574, CB10-0616, and CB10-0622 be placed upon final consideration and do pass en bloc carried by the following vote:
Passed

For: Boigon, Brown, Faatz, Hancock, Johnson, Lehmann, Linkhart, Lopez, Madison, Montero, Nevitt, Robb, Sandoval (13)

Against: (None) (0)

Absent: (None) (0)

Abstain: (None) (0)

CB10-0565 A bill for an ordinance approving a proposed Ground Lease Agreement between City and County of Denver and Constellation Solar V, LLC related to leased space for a new solar plant at Denver International Airport. (ECONOMIC DEVELOPMENT)

A motion offered by Councilmember Brown, duly seconded by Councilmember Montero, that CB10-0631, CB10-0563, CB10-0564, CB10-0565, CB10-0598, CB10-0599, CB10-0628, CB10-0617, CB10-0625, CB10-0621, CB10-0603, CB10-0614, CB10-0547, CB10-0620, CB10-0618, CB10-0574, CB10-0616, and CB10-0622 be placed upon final consideration and do pass en bloc carried by the following vote:
Passed

For: Boigon, Brown, Faatz, Hancock, Johnson, Lehmann, Linkhart, Lopez, Madison, Montero, Nevitt, Robb, Sandoval (13)

Against: (None) (0)

Absent: (None) (0)

Abstain: (None) (0)

CB10-0598 A bill for an ordinance approving a proposed Concession Agreement between the City and County of Denver and Continental Airlines, Inc., related to a food and beverage concession at Denver International Airport. (ECONOMIC DEVELOPMENT)

A motion offered by Councilmember Brown, duly seconded by Councilmember Montero, that CB10-0631, CB10-0563, CB10-0564, CB10-0565, CB10-0598, CB10-0599, CB10-0628, CB10-0617, CB10-0625, CB10-0621, CB10-0603, CB10-0614, CB10-0547, CB10-0620, CB10-0618, CB10-0574, CB10-0616, and CB10-0622 be placed upon final consideration and do pass en bloc carried by the following vote:
Passed

For: Boigon, Brown, Faatz, Hancock, Johnson, Lehmann, Linkhart, Lopez, Madison, Montero, Nevitt, Robb, Sandoval (13)

Against: (None) (0)

Absent: (None) (0)

Abstain: (None) (0)

CB10-0599 A bill for an ordinance approving a proposed Agreement for DIA Enabling Construction Projects South Terminal Redevelopment Program Construction Manager/General Contractor (CM/GC) between the City and County of Denver and Kiewit Building Group, Inc. related to construction services at Denver International Airport. (ECONOMIC DEVELOPMENT)

A motion offered by Councilmember Brown, duly seconded by Councilmember Montero, that CB10-0631, CB10-0563, CB10-0564, CB10-0565, CB10-0598, CB10-0599, CB10-0628, CB10-0617, CB10-0625, CB10-0621, CB10-0603, CB10-0614, CB10-0547, CB10-0620, CB10-0618, CB10-0574, CB10-0616, and CB10-0622 be placed upon final consideration and do pass en bloc carried by the following vote:
Passed

For: Boigon, Brown, Faatz, Hancock, Johnson, Lehmann, Linkhart, Lopez, Madison, Montero, Nevitt, Robb, Sandoval (13)

Against: (None) (0)

Absent: (None) (0)

Abstain: (None) (0)

CB10-0612 A bill for an ordinance adding a new Division 5 to Chapter 20, Article IV, D.R.M.C., requiring certain city contractors to confirm the lawful employment status of their employees. (ECONOMIC DEVELOPMENT)

A motion offered by Councilmember Brown, duly seconded by Councilmember Boigon, was followed by a motion offered by Councilmember Boigon, duly seconded by Councilmember Robb, that CB10-0612 be amended in the following particulars: On page 3, line 19 add the following phrase after the word "performed" and before the semicolon "and that otherwise requires the contractor to comply with any and all federal requirements related to use of the e-verify program including, by way of example, all program requirements related to employee notification and preservation of employee rights". On page 6, line 4, add a new Section 3 as follows: "Section 3. On or before October 1, 2011 and October 1, 2012, the City Council shall request from the Auditor and the Mayor a report concerning the results of the adoption and implementation of this ordinance including relevant statistics and other information to allow the Council to assess the impacts and the effectiveness of this ordinance."

carried by the following vote:

Passed

For: Boigon, Brown, Faatz, Hancock, Johnson, Lehmann, Linkhart, Lopez, Madison, Montero, Nevitt, Robb, Sandoval (13)

Against: (None) (0)

Absent: (None) (0)

Abstain: (None) (0)

A motion offered by Councilmember Brown, duly seconded by Councilmember Boigon, that CB10-0612 be placed upon final consideration and do pass as amended carried by the following vote:

Passed

For: Boigon, Brown, Faatz, Hancock, Johnson, Lehmann, Madison, Nevitt, Robb (9)

Against: Linkhart, Lopez, Montero, Sandoval (4)

Absent: (None) (0)

Abstain: (None) (0)

CB10-0628 A bill for an ordinance approving a Fourth Amendment to Cooperative Service Agreement between the City and County of Denver and USDA-APHIS Wildlife Services to extend the contract for performing certain wildlife control measures at Denver International Airport. (ECONOMIC DEVELOPMENT)

A motion offered by Councilmember Brown, duly seconded by Councilmember Montero, that CB10-0631, CB10-0563, CB10-0564, CB10-0565, CB10-0598, CB10-0599, CB10-0628, CB10-0617, CB10-0625, CB10-0621, CB10-0603, CB10-0614, CB10-0547, CB10-0620, CB10-0618, CB10-0574, CB10-0616, and CB10-0622 be placed upon final consideration and do pass en bloc carried by the following vote:

Passed

For: Boigon, Brown, Faatz, Hancock, Johnson, Lehmann, Linkhart, Lopez, Madison, Montero, Nevitt, Robb, Sandoval (13)

Against: (None) (0)

Absent: (None) (0)

Abstain: (None) (0)

CB10-0617 A bill for an ordinance amending Ordinance No. 329, Series of 2010, concerning the "Community Development Block Grant FY10" program, the "HOME FY10" program and the "HOPWA FY10" Program. (FINANCE)

A motion offered by Councilmember Brown, duly seconded by Councilmember Montero, that CB10-0631, CB10-0563, CB10-0564, CB10-0565, CB10-0598, CB10-0599, CB10-0628, CB10-0617, CB10-0625, CB10-0621, CB10-0603, CB10-0614, CB10-0547, CB10-0620, CB10-0618, CB10-0574, CB10-0616, and CB10-0622 be placed upon final consideration and do pass en bloc carried by the following vote:

Passed

For: Boigon, Brown, Faatz, Hancock, Johnson, Lehmann, Linkhart, Lopez, Madison, Montero, Nevitt, Robb, Sandoval (13)

Against: (None) (0)

Absent: (None) (0)

Abstain: (None) (0)

CB10-0625 A bill for an ordinance making rescissions of budget balances to close out grants, and transferring grant cash balances to the General Fund. (FINANCE)

A motion offered by Councilmember Brown, duly seconded by Councilmember Montero, that Council adjourn carried by the following vote:

Passed

For: Boigon, Brown, Faatz, Hancock, Johnson, Lehmann, Linkhart, Lopez, Madison, Montero, Nevitt, Robb, Sandoval (13)

Against: (None) (0)

Absent: (None) (0)

Abstain: (None) (0)

CB10-0621 A bill for an ordinance approving a proposed 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 increase payment rates for use of the Denver Arapahoe Disposal Site for recycling operations. (GREENPRINT)

A motion offered by Councilmember Brown, duly seconded by Councilmember Montero, that CB10-0631, CB10-0563, CB10-0564, CB10-0565, CB10-0598, CB10-0599, CB10-0628, CB10-0617, CB10-0625, CB10-0621, CB10-0603, CB10-0614, CB10-0547, CB10-0620, CB10-0618, CB10-0574, CB10-0616, and CB10-0622 be placed upon final consideration and do pass en bloc carried by the following vote:

Passed

For: Boigon, Brown, Faatz, Hancock, Johnson, Lehmann, Linkhart, Lopez, Madison, Montero, Nevitt, Robb, Sandoval (13)

Against: (None) (0)

Absent: (None) (0)

Abstain: (None) (0)

CB10-0632 A bill for an ordinance amending Article IV of Chapter 48 of the Revised Municipal Code of the City and County of Denver regarding illegal dumping. (GREENPRINT)

A motion offered by Councilmember Brown, duly seconded by Councilmember Montero, that CB10-0632 and CB10-0633 be placed upon final consideration and do pass en bloc carried by the following vote:

Passed

For: Boigon, Brown, Faatz, Hancock, Johnson, Lehmann, Linkhart, Lopez, Madison, Montero, Nevitt, Robb, Sandoval (13)

Against: (None) (0)

Absent: (None) (0)

Abstain: (None) (0)

CB10-0633 A bill for an ordinance amending Article IV of Chapter 48 of the Revised Municipal Code of the City and County of Denver regarding illegal dumping and conforming changes to Chapters 12. (GREENPRINT)

A motion offered by Councilmember Brown, duly seconded by Councilmember Montero, that CB10-0632 and CB10-0633 be placed upon final consideration and do pass en bloc carried by the following vote:

Passed

For: Boigon, Brown, Faatz, Hancock, Johnson, Lehmann, Linkhart, Lopez, Madison, Montero, Nevitt, Robb, Sandoval (13)

Against: (None) (0)

Absent: (None) (0)

Abstain: (None) (0)

CB10-0603 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 Department of Health and Human Services concerning the "Head Start FY10-11" program and the funding therefor. (NEIGHBORHOOD COMMUNITY & BUSINESS REVITALIZATION)

A motion offered by Councilmember Brown, duly seconded by Councilmember Montero, that CB10-0631, CB10-0563, CB10-0564, CB10-0565, CB10-0598, CB10-0599, CB10-0628, CB10-0617, CB10-0625, CB10-0621, CB10-0603, CB10-0614, CB10-0547, CB10-0620, CB10-0618, CB10-0574, CB10-0616, and CB10-0622 be placed upon final consideration and do pass en bloc carried by the following vote:

Passed

For: Boigon, Brown, Faatz, Hancock, Johnson, Lehmann, Linkhart, Lopez, Madison, Montero, Nevitt, Robb, Sandoval (13)

Against: (None) (0)

Absent: (None) (0)

Abstain: (None) (0)

CB10-0614 A bill for an ordinance approving a Third Amendatory Agreement between the City and County of Denver and HS2 Group LLC fna Express Personnel Inc. and aka Express Services Inc. and Express Employment Professionals LLC, to continue providing temporary employment for positions that would not normally be provided through the City's on-call temporary employment program. (NEIGHBORHOOD COMMUNITY & BUSINESS REVITALIZATION)

A motion offered by Councilmember Brown, duly seconded by Councilmember Montero, that CB10-0631, CB10-0563, CB10-0564, CB10-0565, CB10-0598, CB10-0599, CB10-0628, CB10-0617, CB10-0625, CB10-0621, CB10-0603, CB10-0614, CB10-0547, CB10-0620, CB10-0618, CB10-0574, CB10-0616, and CB10-0622 be placed upon final consideration and do pass en bloc carried by the following vote:

Passed

For: Boigon, Brown, Faatz, Hancock, Johnson, Lehmann, Linkhart, Lopez, Madison, Montero, Nevitt, Robb, Sandoval (13)

Against: (None) (0)

Absent: (None) (0)

Abstain: (None) (0)

CB10-0547 A bill for an ordinance approving a proposed First Amendment to Sublease Agreement between the City and County of Denver and Denver Center for the Performing Arts to extend the term of the current sublease agreement regarding the use of office space located at 1245 Champa Street. (PUBLIC AMENITIES)

A motion offered by Councilmember Brown, duly seconded by Councilmember Montero, that CB10-0631, CB10-0563, CB10-0564, CB10-0565, CB10-0598, CB10-0599, CB10-0628, CB10-0617, CB10-0625, CB10-0621, CB10-0603, CB10-0614, CB10-0547, CB10-0620, CB10-0618, CB10-0574, CB10-0616, and CB10-0622 be placed upon final consideration and do pass en bloc carried by the following vote:
Passed

For: Boigon, Brown, Faatz, Hancock, Johnson, Lehmann, Linkhart, Lopez, Madison, Montero, Nevitt, Robb, Sandoval (13)

Against: (None) (0)

Absent: (None) (0)

Abstain: (None) (0)

CB10-0620 A bill for an ordinance establishing a new article XI on donations, gifts, grants, and bequests in Chapter 39 (parks and recreation) of the Denver revised municipal code, to include a new section 39-221, regarding monetary contributions, donations, bequests, beneficiary earnings, private grants, and other cash gifts or endowments, and a new section 39-222, regarding gifts of personal property and certain improvements, all in accordance with Charter section 2.4.4(E). (PUBLIC AMENITIES)

A motion offered by Councilmember Brown, duly seconded by Councilmember Montero, that CB10-0631, CB10-0563, CB10-0564, CB10-0565, CB10-0598, CB10-0599, CB10-0628, CB10-0617, CB10-0625, CB10-0621, CB10-0603, CB10-0614, CB10-0547, CB10-0620, CB10-0618, CB10-0574, CB10-0616, and CB10-0622 be placed upon final consideration and do pass en bloc carried by the following vote:
Passed

For: Boigon, Brown, Faatz, Hancock, Johnson, Lehmann, Linkhart, Lopez, Madison, Montero, Nevitt, Robb, Sandoval (13)

Against: (None) (0)

Absent: (None) (0)

Abstain: (None) (0)

CB10-0618 A bill for an ordinance approving a proposed Third Amendatory Agreement between the City and County of Denver and Community Mediation Concepts, for mediation services which are available to all City agencies. (PUBLIC WORKS)

A motion offered by Councilmember Brown, duly seconded by Councilmember Montero, that CB10-0631, CB10-0563, CB10-0564, CB10-0565, CB10-0598, CB10-0599, CB10-0628, CB10-0617, CB10-0625, CB10-0621, CB10-0603, CB10-0614, CB10-0547, CB10-0620, CB10-0618, CB10-0574, CB10-0616, and CB10-0622 be placed upon final consideration and do pass en bloc carried by the following vote:
Passed

For: Boigon, Brown, Faatz, Hancock, Johnson, Lehmann, Linkhart, Lopez, Madison, Montero, Nevitt, Robb, Sandoval (13)

Against: (None) (0)

Absent: (None) (0)

Abstain: (None) (0)

CB10-0574 A bill for an ordinance approving a proposed agreement between the City and County of Denver and Community Education Centers for residential and non-residential community corrections services. (SAFETY)

A motion offered by Councilmember Brown, duly seconded by Councilmember Montero, that Council adjourn carried by the following vote:

Passed

For: Boigon, Brown, Faatz, Hancock, Johnson, Lehmann, Linkhart, Lopez, Madison, Montero, Nevitt, Robb, Sandoval (13)

Against: (None) (0)

Absent: (None) (0)

Abstain: (None) (0)

CB10-0616 A bill for an ordinance amending Section 14-123 of Article VI of Chapter 14 of the Revised Municipal Code of the City and County of Denver to establish new sheriff fees that conform with state law changes. (SAFETY)

A motion offered by Councilmember Brown, duly seconded by Councilmember Montero, that CB10-0631, CB10-0563, CB10-0564, CB10-0565, CB10-0598, CB10-0599, CB10-0628, CB10-0617, CB10-0625, CB10-0621, CB10-0603, CB10-0614, CB10-0547, CB10-0620, CB10-0618, CB10-0574, CB10-0616, and CB10-0622 be placed upon final consideration and do pass en bloc carried by the following vote:

Passed

For: Boigon, Brown, Faatz, Hancock, Johnson, Lehmann, Linkhart, Lopez, Madison, Montero, Nevitt, Robb, Sandoval (13)

Against: (None) (0)

Absent: (None) (0)

Abstain: (None) (0)

CB10-0622 A bill for an ordinance amending Ordinance No. 42, Series of 2008, concerning the "Secure Our Schools" Program. (SAFETY)

A motion offered by Councilmember Brown, duly seconded by Councilmember Montero, that CB10-0631, CB10-0563, CB10-0564, CB10-0565, CB10-0598, CB10-0599, CB10-0628, CB10-0617, CB10-0625, CB10-0621, CB10-0603, CB10-0614, CB10-0547, CB10-0620, CB10-0618, CB10-0574, CB10-0616, and CB10-0622 be placed upon final consideration and do pass en bloc carried by the following vote:

Passed

For: Boigon, Brown, Faatz, Hancock, Johnson, Lehmann, Linkhart, Lopez, Madison, Montero, Nevitt, Robb, Sandoval (13)

Against: (None) (0)

Absent: (None) (0)

Abstain: (None) (0)

Announcement

Council President Nevitt announced there will be a public hearing on CB10-0606, correcting various errata of the Denver Zoning Code, and on CB10-0607, restricting growing of medical marijuana in residential districts and uses, on Monday, September 13, 2010. Also, dependent upon publication there will be a public hearing on CB10-0610, designating the Holland House, located at 2340 South Josephine Street, as a structure for preservation, on Monday, August 16, 2010.

Adjourn

There being no further business before the City Council, Council President Nevitt adjourned the meeting at 8:50 PM.

President

Attested by me with the Corporate Seal
of the City and County of Denver

Clerk and Recorder, Ex-Officio Clerk
of the City and County of Denver

City Council public documents are available upon request in alternate formats.

Prepared by Kelly Velez