

City Council Minutes

Meeting Date: Wednesday, December 26, 2012 5:30 PM

Pledge of Allegiance

Councilwoman Robb led the Pledge of Allegiance.

Roll Call

Present: Faatz, Kniech, Lehmann, Montero, Nevitt, Robb, Shepherd, Susman

Absent: Brooks, Brown, Herndon, Lopez, Ortega

Approval of the Minutes

The minutes of meeting date, Monday, December 17, 2012, were distributed to Council. Council President Susman ordered the minutes approved.

Council Announcements

Councilmembers Montero and Lehmann offered announcements.

Presentations

Communications

Proclamations

Resolutions

The Council Secretary read the following resolutions by titles.

Land Use, Transportation & Infrastructure

CR12-0924 A resolution to approve the inclusion of overlapping services and facilities between the Central Platte Valley Coordination District and the Central Platte Valley Metropolitan District. (LAND USE, TRANSPORTATION & INFRASTRUCTURE)

A motion offered by Councilwoman Robb, duly seconded by Councilwoman Shepherd, that CR12-0924 and CR12-0938 be adopted en bloc, carried by the following vote:

Passed

For: Faatz, Kniech, Lehmann, Montero, Nevitt, Robb, Shepherd, Susman (8)

Against: (None) (0)

Absent: Brooks, Brown, Herndon, Lopez, Ortega (5)

Abstain: (None) (0)

CR12-0938 A resolution granting a revocable permit to Sam's No. 3 – On Curtis, Inc. to encroach into the right-of-way with an enclosed outdoor patio at 1500 Curtis Street. (LAND USE, TRANSPORTATION & INFRASTRUCTURE)

A motion offered by Councilwoman Robb, duly seconded by Councilwoman Shepherd, that CR12-0924 and CR12-0938 be adopted en bloc, carried by the following vote:

Passed

For: Faatz, Kniech, Lehmann, Montero, Nevitt, Robb, Shepherd, Susman (8)

Against: (None) (0)

Absent: Brooks, Brown, Herndon, Lopez, Ortega (5)

Abstain: (None) (0)

Bills for Introduction

The Council Secretary read the following bills by titles. Council President Susman announced that all other bills on introduction are ordered published.

Business, Workforce & Sustainability

CB12-0931 A bill for an ordinance approving a proposed Software Maintenance Agreement between the City and County of Denver and Systems Integration Corp. related to the Employee Parking System at Denver International Airport. (BUSINESS, WORKFORCE & SUSTAINABILITY)

A motion offered by Council President Susman, duly seconded by Councilwoman Robb, that CB12-0931, CB12-0933, CB12-0939, CB12-0859, CB12-0860, CB12-0918, CB12-0934, CB12-0935, CB12-0940, CB12-0909, and CB12-0922 be ordered published en bloc, carried by the following vote:

Passed

For: Faatz, Kniech, Lehmann, Montero, Nevitt, Robb, Shepherd, Susman (8)

Against: (None) (0)

Absent: Brooks, Brown, Herndon, Lopez, Ortega (5)

Abstain: (None) (0)

Government & Finance

CB12-0933 A bill for an ordinance approving a proposed Fourth Amendatory Agreement between the City and County of Denver and H.C. Peck & Associates, Inc., to extend the time for performance. (GOVERNMENT & FINANCE)

A motion offered by Council President Susman, duly seconded by Councilwoman Robb, that CB12-0931, CB12-0933, CB12-0939, CB12-0859, CB12-0860, CB12-0918, CB12-0934, CB12-0935, CB12-0940, CB12-0909, and CB12-0922 be ordered published en bloc, carried by the following vote:

Passed

For: Faatz, Kniech, Lehmann, Montero, Nevitt, Robb, Shepherd, Susman (8)

Against: (None) (0)

Absent: Brooks, Brown, Herndon, Lopez, Ortega (5)

Abstain: (None) (0)

CB12-0939 A bill for an ordinance amending Ordinance No. 134, Series of 2012, concerning the "Public Works Alternative Fuel Vehicles Donation" Special Revenue Fund. (GOVERNMENT & FINANCE)

A motion offered by Council President Susman, duly seconded by Councilwoman Robb, that CB12-0931, CB12-0933, CB12-0939, CB12-0859, CB12-0860, CB12-0918, CB12-0934, CB12-0935, CB12-0940, CB12-0909, and CB12-0922 be ordered published en bloc, carried by the following vote:

Passed

For: Faatz, Kniech, Lehmann, Montero, Nevitt, Robb, Shepherd, Susman (8)

Against: (None) (0)

Absent: Brooks, Brown, Herndon, Lopez, Ortega (5)

Abstain: (None) (0)

Health, Safety, Education & Services

CB12-0859 A bill for an ordinance approving a proposed Fourth Amendatory Agreement between the City and County of Denver and The Colorado Coalition For The Homeless, for the continued provision of temporary housing and services to homeless persons in the City and County of Denver. (HEALTH, SAFETY, EDUCATION & SERVICES)

A motion offered by Council President Susman, duly seconded by Councilwoman Robb, that CB12-0931, CB12-0933, CB12-0939, CB12-0859, CB12-0860, CB12-0918, CB12-0934, CB12-0935, CB12-0940, CB12-0909, and CB12-0922 be ordered published en bloc, carried by the following vote:

Passed

For: Faatz, Kniech, Lehmann, Montero, Nevitt, Robb, Shepherd, Susman (8)

Against: (None) (0)

Absent: Brooks, Brown, Herndon, Lopez, Ortega (5)
Abstain: (None) (0)

CB12-0860 A bill for an ordinance approving a proposed Second Amendatory Agreement between the City and County of Denver and The Colorado Coalition For The Homeless, for the continued provision of temporary housing and services to homeless persons in the City and County of Denver. (HEALTH, SAFETY, EDUCATION & SERVICES)

A motion offered by Council President Susman, duly seconded by Councilwoman Robb, that CB12-0931, CB12-0933, CB12-0939, CB12-0859, CB12-0860, CB12-0918, CB12-0934, CB12-0935, CB12-0940, CB12-0909, and CB12-0922 be ordered published en bloc, carried by the following vote:

Passed

For: Faatz, Kniech, Lehmann, Montero, Nevitt, Robb, Shepherd, Susman (8)
Against: (None) (0)
Absent: Brooks, Brown, Herndon, Lopez, Ortega (5)
Abstain: (None) (0)

CB12-0918 A bill for an ordinance approving an Amendatory Agreement with LVI Environmental Services, Inc. for on-call abatement services for asbestos, lead-based paint, and mold that will extend the term of the agreement for one year. (HEALTH, SAFETY, EDUCATION & SERVICES)

A motion offered by Council President Susman, duly seconded by Councilwoman Robb, that CB12-0931, CB12-0933, CB12-0939, CB12-0859, CB12-0860, CB12-0918, CB12-0934, CB12-0935, CB12-0940, CB12-0909, and CB12-0922 be ordered published en bloc, carried by the following vote:

Passed

For: Faatz, Kniech, Lehmann, Montero, Nevitt, Robb, Shepherd, Susman (8)
Against: (None) (0)
Absent: Brooks, Brown, Herndon, Lopez, Ortega (5)
Abstain: (None) (0)

CB12-0934 A bill for an ordinance approving a Fifth Amendatory Agreement between the City and County of Denver and Justice Benefits, Inc. for the 2013 SCAAP Program. (HEALTH, SAFETY, EDUCATION & SERVICES)

A motion offered by Council President Susman, duly seconded by Councilwoman Robb, that CB12-0931, CB12-0933, CB12-0939, CB12-0859, CB12-0860, CB12-0918, CB12-0934, CB12-0935, CB12-0940, CB12-0909, and CB12-0922 be ordered published en bloc, carried by the following vote:

Passed

For: Faatz, Kniech, Lehmann, Montero, Nevitt, Robb, Shepherd, Susman (8)
Against: (None) (0)
Absent: Brooks, Brown, Herndon, Lopez, Ortega (5)
Abstain: (None) (0)

CB12-0935 A bill for an ordinance authorizing expenditures in the Human Services Special Revenue Fund based on a letter of intent from United States of America to award funding for the "Emergency Solutions Grant FY13" program. (HEALTH, SAFETY, EDUCATION & SERVICES)

A motion offered by Council President Susman, duly seconded by Councilwoman Robb, that CB12-0931, CB12-0933, CB12-0939, CB12-0859, CB12-0860, CB12-0918, CB12-0934, CB12-0935, CB12-0940, CB12-0909, and CB12-0922 be ordered published en bloc, carried by the following vote:

Passed

For: Faatz, Kniech, Lehmann, Montero, Nevitt, Robb, Shepherd, Susman (8)
Against: (None) (0)
Absent: Brooks, Brown, Herndon, Lopez, Ortega (5)
Abstain: (None) (0)

CB12-0940 A bill for an ordinance approving a Fire Station Lease to provide fire protection services to the City of Sheridan. (HEALTH, SAFETY, EDUCATION & SERVICES)

A motion offered by Council President Susman, duly seconded by Councilwoman Robb, that CB12-0931, CB12-0933, CB12-0939, CB12-0859, CB12-0860, CB12-0918, CB12-0934, CB12-0935, CB12-0940, CB12-0909, and CB12-0922 be ordered published en bloc, carried by the following vote:

Passed

For: Faatz, Kniech, Lehmann, Montero, Nevitt, Robb, Shepherd, Susman (8)
Against: (None) (0)
Absent: Brooks, Brown, Herndon, Lopez, Ortega (5)
Abstain: (None) (0)

Land Use, Transportation & Infrastructure

CB12-0909 A bill for an ordinance approving an agreement between BT Construction and the City & County of Denver to construct 4,000 feet of storm sewer from Iowa and Broadway to Asbury and Logan. (LAND USE, TRANSPORTATION & INFRASTRUCTURE)

A motion offered by Council President Susman, duly seconded by Councilwoman Robb, that CB12-0931, CB12-0933, CB12-0939, CB12-0859, CB12-0860, CB12-0918, CB12-0934, CB12-0935, CB12-0940, CB12-0909, and CB12-0922 be ordered published en bloc, carried by the following vote:

Passed

For: Faatz, Kniech, Lehmann, Montero, Nevitt, Robb, Shepherd, Susman (8)

Against: (None) (0)

Absent: Brooks, Brown, Herndon, Lopez, Ortega (5)

Abstain: (None) (0)

CB12-0922 A bill for an ordinance approving an agreement between New Design Construction Company and the City & County of Denver for reconfiguration of and improvements to the Colfax/Galapago/Welton intersection. (LAND USE, TRANSPORTATION & INFRASTRUCTURE)

A motion offered by Council President Susman, duly seconded by Councilwoman Robb, that CB12-0931, CB12-0933, CB12-0939, CB12-0859, CB12-0860, CB12-0918, CB12-0934, CB12-0935, CB12-0940, CB12-0909, and CB12-0922 be ordered published en bloc, carried by the following vote:

Passed

For: Faatz, Kniech, Lehmann, Montero, Nevitt, Robb, Shepherd, Susman (8)

Against: (None) (0)

Absent: Brooks, Brown, Herndon, Lopez, Ortega (5)

Abstain: (None) (0)

Recap of Bills to be Called Out

Recess

Council Reconvenes and Resumes its Regular Session

Bills for Final Consideration

Government & Finance

CB12-0857 A bill for an ordinance approving a proposed Third Amendatory Agreement between the City and County of Denver and CS Stars, LLC to extend the term to December 31, 2013, and increase the total amount of compensation for the City's Risk Management Information System. (GOVERNMENT & FINANCE)

A motion offered by Councilwoman Robb, duly seconded by Councilwoman Shepherd, that CB12-0857, CB12-0920, CB12-0925, CB12-0936, CB12-0937, CB12-0917, CB12-0919, CB12-0690, and CB12-0905 be placed upon final consideration and do pass en bloc, carried by the following vote:

Passed

For: Faatz, Kniech, Lehmann, Montero, Nevitt, Robb, Shepherd, Susman (8)
Against: (None) (0)
Absent: Brooks, Brown, Herndon, Lopez, Ortega (5)
Abstain: (None) (0)

CB12-0891 A bill for an Ordinance Changing the Name of the Career Service Authority to the Office of Human Resources and the Title of the Career Service Personnel Director to the Office of Human Resources Executive Director. (GOVERNMENT & FINANCE)

A motion offered by Councilwoman Robb, duly seconded by Councilwoman Lehmann, that CB12-0891 be placed upon final consideration and do pass, carried by the following vote:

Passed
For: Kniech, Lehmann, Montero, Nevitt, Robb, Shepherd, Susman (7)
Against: Faatz (1)
Absent: Brooks, Brown, Herndon, Lopez, Ortega (5)
Abstain: (None) (0)

CB12-0916 A bill for an ordinance making a supplemental appropriation from the General Contingency Fund to the Transfer to Business Incentive Special Revenue Fund. (GOVERNMENT & FINANCE)

A motion offered by Councilwoman Robb, duly seconded by Councilwoman Lehmann, that CB12-0916 be placed upon final consideration and do pass, carried by the following vote:

Passed
For: Kniech, Lehmann, Montero, Nevitt, Robb, Shepherd, Susman (7)
Against: Faatz (1)
Absent: Brooks, Brown, Herndon, Lopez, Ortega (5)
Abstain: (None) (0)

CB12-0920 A bill for an ordinance approving a proposed Master Purchase Order between the City and County of Denver and O'Meara Ford Center, Inc., to add \$200,000.00 additional funds to the Master Purchase Order for OEM parts. (GOVERNMENT & FINANCE)

A motion offered by Councilwoman Robb, duly seconded by Councilwoman Shepherd, that CB12-0857, CB12-0920, CB12-0925, CB12-0936, CB12-0937, CB12-0917, CB12-0919, CB12-0690, and CB12-0905 be placed upon final consideration and do pass en bloc, carried by the following vote:

Passed
For: Faatz, Kniech, Lehmann, Montero, Nevitt, Robb, Shepherd, Susman (8)
Against: (None) (0)

Absent: Brooks, Brown, Herndon, Lopez, Ortega (5)
Abstain: (None) (0)

CB12-0923 A bill for an ordinance amending the salary of the District Attorney. (GOVERNMENT & FINANCE)

A motion offered by Councilman Nevitt, duly seconded by Councilwoman Kniech, that final consideration of CB12-0923 be postponed to Monday, January 7, 2013, carried by the following vote:

Passed
For: Kniech, Lehmann, Montero, Nevitt, Robb, Shepherd, Susman (7)
Against: Faatz (1)
Absent: Brooks, Brown, Herndon, Lopez, Ortega (5)
Abstain: (None) (0)

CB12-0925 A bill for an ordinance making a supplemental appropriation from the General Contingency Fund to the Transfer to CIF-IT projects and making an appropriation in the Capital Improvements and Capital Maintenance Fund for Technology Services Capital Projects. (GOVERNMENT & FINANCE)

A motion offered by Councilwoman Robb, duly seconded by Councilwoman Shepherd, that CB12-0857, CB12-0920, CB12-0925, CB12-0936, CB12-0937, CB12-0917, CB12-0919, CB12-0690, and CB12-0905 be placed upon final consideration and do pass en bloc, carried by the following vote:

Passed
For: Faatz, Kniech, Lehmann, Montero, Nevitt, Robb, Shepherd, Susman (8)
Against: (None) (0)
Absent: Brooks, Brown, Herndon, Lopez, Ortega (5)
Abstain: (None) (0)

CB12-0936 A bill for an ordinance approving a proposed Purchase Order between the City and County of Denver and World Wide Technologies Inc., for purchase and implementation of the disk storage systems. (GOVERNMENT & FINANCE)

A motion offered by Councilwoman Robb, duly seconded by Councilwoman Shepherd, that CB12-0857, CB12-0920, CB12-0925, CB12-0936, CB12-0937, CB12-0917, CB12-0919, CB12-0690, and CB12-0905 be placed upon final consideration and do pass en bloc, carried by the following vote:

Passed
For: Faatz, Kniech, Lehmann, Montero, Nevitt, Robb, Shepherd, Susman (8)
Against: (None) (0)
Absent: Brooks, Brown, Herndon, Lopez, Ortega (5)

Abstain: (None) (0)

CB12-0937 A bill for an ordinance approving a proposed Purchase Order between the City and County of Denver and Dell Marketing LP for data management software and professional services. (GOVERNMENT & FINANCE)

A motion offered by Councilwoman Robb, duly seconded by Councilwoman Shepherd, that CB12-0857, CB12-0920, CB12-0925, CB12-0936, CB12-0937, CB12-0917, CB12-0919, CB12-0690, and CB12-0905 be placed upon final consideration and do pass en bloc, carried by the following vote:

Passed

For: Faatz, Kniech, Lehmann, Montero, Nevitt, Robb, Shepherd, Susman (8)

Against: (None) (0)

Absent: Brooks, Brown, Herndon, Lopez, Ortega (5)

Abstain: (None) (0)

Health, Safety, Education & Services

CB12-0809 A bill for an ordinance approving a proposed fourth amendatory agreement by and between the City and County of Denver and Xerox State & Local Solutions, Inc. f/k/a ACS State & Local Solutions, Inc., to add additional funds and to extend the term of the agreement. (HEALTH, SAFETY, EDUCATION & SERVICES)

A motion offered by Councilwoman Robb, duly seconded by Councilwoman Lehmann, that CB12-0809 be placed upon final consideration and do pass, carried by the following vote:

Passed

For: Kniech, Lehmann, Montero, Nevitt, Robb, Shepherd, Susman (7)

Against: Faatz (1)

Absent: Brooks, Brown, Herndon, Lopez, Ortega (5)

Abstain: (None) (0)

CB12-0917 A bill for an ordinance approving an Intergovernmental Agreement to provide fire protection services to the City of Sheridan (HEALTH, SAFETY, EDUCATION & SERVICES)

A motion offered by Councilwoman Robb, duly seconded by Councilwoman Shepherd, that CB12-0857, CB12-0920, CB12-0925, CB12-0936, CB12-0937, CB12-0917, CB12-0919, CB12-0690, and CB12-0905 be placed upon final consideration and do pass en bloc, carried by the following vote:

Passed

For: Faatz, Kniech, Lehmann, Montero, Nevitt, Robb, Shepherd, Susman (8)

Against: (None) (0)

Absent: Brooks, Brown, Herndon, Lopez, Ortega (5)

Abstain: (None) (0)

CB12-0919 A bill for an ordinance approving an amendatory agreement with Excel Environmental Inc., for on-call abatement services of asbestos, lead-based paint, and mold that will extend the term of the agreement for one year. (HEALTH, SAFETY, EDUCATION & SERVICES)

A motion offered by Councilwoman Robb, duly seconded by Councilwoman Shepherd, that CB12-0857, CB12-0920, CB12-0925, CB12-0936, CB12-0937, CB12-0917, CB12-0919, CB12-0690, and CB12-0905 be placed upon final consideration and do pass en bloc, carried by the following vote:

Passed

For: Faatz, Kniech, Lehmann, Montero, Nevitt, Robb, Shepherd, Susman (8)

Against: (None) (0)

Absent: Brooks, Brown, Herndon, Lopez, Ortega (5)

Abstain: (None) (0)

Land Use, Transportation & Infrastructure

CB12-0690 A bill for an ordinance relating to Section 54-492 of the Denver Revised Municipal Code, to change language pertaining to on street parking permits. (LAND USE, TRANSPORTATION & INFRASTRUCTURE)

A motion offered by Councilwoman Robb, duly seconded by Councilwoman Shepherd, that CB12-0857, CB12-0920, CB12-0925, CB12-0936, CB12-0937, CB12-0917, CB12-0919, CB12-0690, and CB12-0905 be placed upon final consideration and do pass en bloc, carried by the following vote:

Passed

For: Faatz, Kniech, Lehmann, Montero, Nevitt, Robb, Shepherd, Susman (8)

Against: (None) (0)

Absent: Brooks, Brown, Herndon, Lopez, Ortega (5)

Abstain: (None) (0)

CB12-0905 A bill for an ordinance approving a Cooperative Agreement for Lease of a portion of Gates-Crescent Park and Sale of another portion of Gates-Crescent Park to The Children's Museum of Denver, Inc. (LAND USE, TRANSPORTATION & INFRASTRUCTURE)

A motion offered by Councilwoman Robb, duly seconded by Councilwoman Shepherd, that CB12-0857, CB12-0920, CB12-0925, CB12-0936, CB12-0937, CB12-0917, CB12-0919, CB12-0690, and CB12-0905 be placed upon final consideration and do pass en bloc, carried by the following vote:

Passed

For: Faatz, Kniech, Lehmann, Montero, Nevitt, Robb, Shepherd, Susman (8)

Against: (None) (0)

Absent: Brooks, Brown, Herndon, Lopez, Ortega (5)

Abstain: (None) (0)

Adjourn

There being no further business before the City Council, Council President Susman adjourned the meeting at 5:50 PM.

Pending

For 01-07-13

CB12-0879 A bill for an ordinance amending the Denver Zoning Code to amend the definition of Sign and amend the treatment and definition of noncommercial signs.

Required Public Hearing

Final Consideration (LAND USE, TRANSPORTATION & INFRASTRUCTURE)