

## City Council Meeting of Monday, January 11, 2016

# City and County of Denver

Robin Kniech..... At Large  
Deborah "Debbie" Ortega..... At Large  
Rafael G. Espinoza..... District 1  
Kevin Flynn..... District 2  
Paul D. López..... District 3  
Kendra Black..... District 4  
Mary Beth Susman..... District 5  
Paul Kashmann..... District 6



Jolon Clark..... District 7  
Christopher Herndon..... District 8  
Albus Brooks..... District 9  
Wayne New..... District 10  
Stacie Gilmore..... District 11  
Janna B. Young..... Director  
Kelly Velez..... Clerk

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**\*\*WEB ACCESS\*\***

**Live video and archives may be  
accessed at  
<https://denver8.tv>**

**\*\*REMINDER\*\***

As a courtesy to those in attendance,  
please  
**turn off your cell phones.**

### **MEETING ASSISTANCE NOTICE - AMERICANS WITH DISABILITIES ACT AND LANGUAGE INTERPRETATION**

The Council Chambers has listening devices for people with a hearing loss. Request a device from the Council Secretary. The City can provide sign language interpretation, CART (computer assisted real-time transcription), and foreign language interpretation for persons attending City Council meetings. If you need any of these accommodations, please email [dencc@denvergov.org](mailto:dencc@denvergov.org) or call 720-337-2000 three (3) business-days prior to the Council meeting.

### **CITY COUNCIL AGENDA**

The City Council agenda and meeting schedule are made available for public review during normal business hours at 1437 Bannock St., Rm. 451, on Thursday afternoons prior to the regularly scheduled Council meeting. The agenda packet is also posted on the City Council website at <http://www.denvergov.org/citycouncil>. 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, sign up with the Council Secretary during the recess of Council. Speakers must be present to sign a speaker card – no sign-up by proxy permitted. Each speaker is allowed 3 minutes, unless another speaker has yielded his or her time which would result in a maximum of 6 minutes (for required hearings only; no yielding of time for courtesy hearings). Please contact the Denver City Council for more information at 720-337-2000.

# **City Council Agenda and Explanatory Notes**

Meeting Date: Monday, January 11, 2016 5:30 PM

## **Pledge of Allegiance**

## **Roll Call**

## **Approval of the Minutes**

## **Council Announcements**

## **Presentations**

## **Communications**

## **Proclamations**

**CP16-0013 A proclamation welcoming the 110th National Western Stock Show, Rodeo and Horse Show to Denver.**

**Brooks, Gilmore, Susman, Kashmann, Ortega, López, Kniech, Black, New, Espinoza, and Flynn.**

## **Resolutions**

### **Business Development**

**CR15-0982 A resolution approving a proposed Fourth Amendment to Agreement between Parsons Transportation Group Inc. and the City and County of Denver, related to terminal and landside area redevelopment at Denver International Airport.**

Amends an agreement with Parsons Transportation Group by adding \$1.5 million for a new total of \$116.6 million to provide program management support needed to close out all the final changes and contracts on the hotel and transit center project (CE 95003). The last regularly scheduled Council meeting within the 30-day review period is on 1-25-16. The Committee approved filing this resolution by consent on 12-24-15.

**CR15-0989 A resolution approving a Purchase Order between the City and County of Denver and EP Blazer dba JEC for the purchase of 30 pickup trucks at Denver International Airport.**

Approves the purchase of 30 pickup trucks from EP Blazer, doing business as John Elway Chevrolet, for a total cost of \$794,784 for use at Denver International Airport

(PLANE0000017643). The last regularly scheduled Council meeting within the 30-day review period is on 2-1-16. The Committee approved filing this resolution by consent on 12-30-15.

**CR15-0993 A resolution approving a proposed Storage Space Lease between the City and County of Denver and Premisys Support Group, Inc. related to leased space at Denver International Airport.**

Approves an agreement with Premisys Support Group, Inc. for three years through 7-1-18 at a rate of \$11,370 annually to use the facilities at Denver International Airport to support their telecommunication operation (20152375). The last regularly scheduled Council meeting within the 30-day review period is on 2-1-16. The Committee approved filing this resolution by consent on 12-30-15.

**CR15-0994 A resolution approving a proposed Airport Use and Cargo Facilities Lease Agreement between the City and County of Denver and Southern Air, Inc. related to leased space at Denver International Airport.**

Approves an agreement with Southern Air, Inc. through 12-31-16 at a rate of \$247,000 annually to use DHL's leased cargo facilities to support their commercial cargo operations at Denver International Airport (201524929). The last regularly scheduled Council meeting within the 30-day review period is on 2-1-16. The Committee approved filing this resolution by consent on 12-30-15.

## **Governance & Charter Review**

**CR15-0992 A resolution approving the Mayor's reappointments and appointments to the Denver Commission for People with Disabilities.**

Approves the Mayoral reappointments of Joe Anzures, Jr. and Stewart Lundy; and, the appointments of Pamela Bisceglia, Barry Burch, Jr., Caty Carrico, Mike Hess, Mari Lucci, Cherish Marquez, Damian Rosenberg, and Catrice Thomas to the Denver Commission for People with Disabilities for terms effective immediately and expiring on 9-30-17, or until successors are duly appointed. The Committee approved filing this resolution by consent on 12-30-15.

## **Infrastructure & Culture**

**CR15-0846 A resolution approving a proposed Contract between the City and County of Denver and FCI Constructors, Inc., for On-Call Construction Services.**

Approves a \$5 million, three-year on-call construction contract with FCI Constructors, Inc. for citywide projects (201524775). The last regularly scheduled Council meeting within the 30-day review period is on 1-25-16. The Committee approved filing this resolution by consent on 11-12-15.

**CR15-0847 A resolution approving a proposed Contract between the City and County of Denver and Gerald H. Phipps, Inc., for On-Call Construction Services.**

Approves a \$5 million, three-year on-call construction contract with GH Phipps Construction Company for citywide projects (201524941). The last regularly scheduled Council meeting within the 30-day review period is on 1-25-16. The Committee approved filing this resolution by consent on 11-12-15.

**CR15-0848 A resolution approving a proposed Contract between the City and County of Denver and Haselden Construction, LLC, for On-Call Construction Services.**

Approves a \$5 million, three-year on-call construction contract with Haselden Construction for citywide projects (201524783). The last regularly scheduled Council meeting within the 30-day review period is on 1-25-16. The Committee approved filing this resolution by consent on 11-12-15.

**CR15-0849 A resolution approving a proposed Contract between the City and County of Denver and Interlock Construction Corp., for On-Call Construction Services.**

Approves a \$5 million, three-year on-call construction contract with Interlock Construction for citywide projects (201524788). The last regularly scheduled Council meeting within the 30-day review period is on 1-25-16. The Committee approved filing this resolution by consent on 11-12-15.

**CR15-0850 A resolution approving a proposed Contract between the City and County of Denver and MW Golden Constructors for On-Call Construction Services.**

Approves a \$5 million, three-year on-call construction contract with MW Golden Constructors for citywide projects (201524789). The last regularly scheduled Council meeting within the 30-day review period is on 1-25-16. The Committee approved filing this resolution by consent on 11-12-15.

**CR15-0851 A resolution approving a proposed Contract between the City and County of Denver and Spectrum General Contractors, Inc., for On-Call Construction Services.**

Approves a \$5 million, three-year on-call construction contract with Spectrum General Contractors for citywide projects (201524802). The last regularly scheduled Council meeting within the 30-day review period is on 1-25-16. The Committee approved filing this resolution by consent on 11-12-15.

**CR15-0852 A resolution approving a proposed Contract between the City and County of Denver and Turner Construction Company for On-Call Construction Services.**

Approves a \$5 million, three-year on-call construction contract with Turner Construction for citywide projects (201524803). The last regularly scheduled Council meeting within the 30-day review period is on 1-25-16. The Committee approved filing this resolution by consent on 11-12-15.

**CR15-0853 A resolution approving a proposed Contract between the City and County of Denver and W.E. O'Neil Construction Co. of Colorado for On-**

**Call Construction Services.**

Approves a \$5 million, three-year on-call construction contract with W.E. O'Neil for citywide projects (201524938). The last regularly scheduled Council meeting within the 30-day review period is on 1-25-16. The Committee approved filing this resolution by consent on 11-12-15.

**CR15-0854 A resolution approving a proposed Contract between the City and County of Denver and Wilderness Construction Co., for On-Call Construction Services.**

Approves a \$5 million, three-year on-call construction contract with Wilderness Construction for citywide projects (201524804). The last regularly scheduled Council meeting within the 30-day review period is on 1-25-16. The Committee approved filing this resolution by consent on 11-12-15.

**CR15-0959 A resolution approving a proposed First Amendment to Concession License between the City and County of Denver and Wellshire, LLC.**

Extends the deadline from 12-31-15 to 11-1-16 for the Golf Enterprise Fund to replace the roof on the Wellshire Clubhouse in Council District 4 (PARKS – 201414844-00). The last regularly scheduled Council meeting within the 30-day review period is on 1-25-16. The Committee approved filing this resolution by consent on 12-17-15.

**CR15-0960 A resolution approving a Concession License with TeamFun, LLC to operate boat, paddleboard, bike rentals and food services at Washington Park and City Park.**

Approves a concession contract with TeamFun, LLC for annual minimum payments of \$40,000 over five years through 12-31-20 to operate boat, paddleboard, and bike rentals; and, sell food and beverage at Washington Park and City Park in Council Districts 6 and 9, respectively (201525286). The last regularly scheduled Council meeting within the 30-day review period is on 1-25-16. The Committee approved filing this resolution by consent on 12-17-15.

**CR15-0974 A resolution laying out, opening, and establishing certain real property as part of the City street system a parcel of land as West Florida Avenue near the intersection of South Federal Boulevard and West Florida Avenue.**

Dedicates land as West Florida Avenue near the intersection of South Federal Boulevard and West Florida Avenue in Council District 7. The Committee approved filing this resolution by consent on 12-24-15.

**CR15-0975 A resolution laying out, opening, and establishing certain real property as part of the City street system a parcel of land as Dakota Avenue at the intersection of South Jackson Street and Dakota Avenue.**

Dedicates land as right-of-way as Dakota Avenue at the intersection of South Jackson and East Dakota Street in Council District 10. The Committee approved filing this resolution by consent on 12-24-15.

**CR15-0980 A resolution laying out, opening, and establishing certain real property as part of the City street system a parcel of land as East Evans Avenue near the intersection of East Evans Avenue and South Jasmine Street.**

Dedicates land as East Evans Avenue near the intersection of East Evans Avenue and South Jasmine Street in Council District 6. The Committee approved filing this resolution by consent on 12-24-15.

**CR15-0985 A resolution laying out, opening, and establishing certain real property as part of the City street system parcels of land as West Colfax Avenue near its intersection with 9th Street.**

Dedicates land as West Colfax Avenue near the intersection of West Colfax Avenue and 9th Street in Council District 9. The Committee approved filing this resolution by consent on 12-30-15.

**CR15-0986 A resolution granting a revocable permit to Downing NP Tower, LLC, to encroach into the right-of-way at 1600 Downing Street.**

Grants a revocable permit to Downing NP Tower, LLC to encroach into the right-of-way with an exterior elevator shaft at 1600 Downing Street in Council District 9. The Committee approved filing this resolution by consent on 12-30-15.

**CR15-0996 A resolution laying out, opening, and establishing certain real property as part of the City street system parcels of land as Peoria Street near its intersection with 39th Avenue.**

Dedicates land as Peoria Street at the intersection of East 39th Avenue and Peoria Street in Council District 8. The Committee approved filing this resolution by consent on 12-30-15.

**CR15-0997 A resolution laying out, opening, and establishing certain real property as part of the City street system parcels of land as Peoria Crossing near its intersection with 38th Avenue.**

Dedicates as Peoria Crossing at the intersection of East 38th Avenue and Peoria Crossing in Council District 8. The Committee approved filing this resolution by consent on 12-30-15.

**CR15-0998 A resolution laying out, opening, and establishing certain real property as part of the City street system a parcel of land as East 39th Avenue near its intersection with Paris Street.**

Dedicates land as East 39th Avenue at the intersection of East 39th Avenue and Paris Street in Council District 8. The Committee approved filing this resolution by consent on 12-30-15.

**CR15-0999 A resolution laying out, opening, and establishing certain real property as part of the City street system a parcel of land as Denver Place near the intersection of East 39th Avenue and Paris Street.**

Dedicates land as Denver Place at the intersection of East 39th Avenue and Paris

Street in Council District 8. The Committee approved filing this resolution by consent on 12-30-15.

## **Safety & Well-being**

**CR15-0977 A resolution authorizing the Mayor and other proper officials of the City and County of Denver to enter into a Collective Bargaining Agreement with the Fraternal Order of Police, Denver Sheriff Lodge 27 for the years 2016-2017.**

Approves the negotiated Collective Bargaining Agreement with the Fraternal Order of Police, Denver Sheriff Lodge 27, for pay and benefits for 2016 and 2017. The two-year agreement includes a 3.25% salary increase effective 1-1-16 and a 3% salary increase effective 1-1-17. The Committee approved filing this resolution by consent on 12-24-15.

**CR16-0011 A resolution authorizing and approving the expenditure and payment from the appropriation account designated "Liability Claims," the sum of Forty Thousand Dollars (\$40,000) payable to Rathod Mohamedbhai, LLC, in full satisfaction of the November 2, 2015 Order issued by the District Court for the City and County of Denver in Civil Action No. 2014CV34756.**

Settles a claim involving the Department of Safety. This resolution was approved for filing at the Mayor-Council meeting on 1-5-16.

## **Bills for Introduction**

### **Business Development**

**CB15-0976 A bill for an ordinance amending Section 18-51, Denver Revised Municipal Code, concerning the compensation of certain city employees who are not in the Career Service.**

Amends Section 18-51 of the Denver Revised Municipal Code concerning the compensation of certain city employees who are not in the Career Service System to address changes made to the Charter in 2013. The Committee approved filing this bill by consent on 12-24-15.

### **Finance & Services**

**CB15-1000 A bill for an ordinance establishing a "Wastewater Federal Grants" fund, "Wastewater State Grants" fund and "Wastewater Private and Other Grants" fund in the Wastewater Management Enterprise Fund and the means for collecting revenue and authorizing expenditures from such funds.**

Establishes a series of new funds (72510 – Wastewater Federal Grants Fund, 72520 – Wastewater State Grants Fund, 72530 – Wastewater Private and Other Grants

Fund) for Public Works Wastewater Management Division for the receipt of grants from federal, state, private, and other entities. The Committee approved filing this bill by consent on 12-30-15.

## **Infrastructure & Culture**

### **CB15-0979 A bill for an ordinance relinquishing a portion of the easement reserved in Ordinance No. 365, Series of 1997 near the intersection of 24th Street and Blake Street.**

Relinquishes a portion of the utility easement located at 24th Street and Blake Street in Council District 9. The last regularly scheduled Council meeting within the 30-day review period is on 1-25-16. The Committee approved filing this resolution by consent on 12-24-15.

### **CB15-0984 A bill for an ordinance approving a proposed Intergovernmental Agreement between the City and County of Denver and the State of Colorado, Department of Transportation to allow the City to receive \$2,000,000 and take over ownership of the 40th Avenue (former State Highway 33) bridge.**

Amends an intergovernmental agreement with Colorado Department of Transportation to accept \$2 million for the 40th/Market Lead Improvements as part of the City's takeover of ownership of the 40th Avenue bridge (201418803). The last regularly scheduled Council meeting within the 30-day review period is on 1-25-16. The Committee approved filing this bill by consent on 12-24-15.

### **CB15-0987 A bill for an ordinance designating certain properties as being required for public use and authorizing use and acquisition thereof by negotiation or through condemnation proceedings of easements and other interests, including any rights and interest related or appurtenant to properties so designated as needed for the Morrison Alameda Knox traffic signal upgrade and neighborhood bikeway design.**

Authorizes Public Works to negotiate, purchase or condemn property for three temporary construction easements as part of a Public Works Project in order to make improvements and upgrades to adjacent City right-of-way at the intersection of West Alameda Avenue, South Knox Court, and Morrison Road in Council District 3. The Committee approved filing this bill by consent on 12-30-15.

### **CB15-0990 A bill for an ordinance relinquishing a portion of the easement reserved in Ordinance No. 628, Series of 1983 near the intersection of West Colfax Avenue and Raleigh Street.**

Relinquishes an easement over an alley at 1525 North Raleigh Street in Council District 1. The last regularly scheduled Council meeting within the 30-day review period is on 2-1-16. The Committee approved filing this bill by consent on 12-30-15.

### **CB15-0995 A bill for an ordinance relinquishing the easement reserved in Ordinance No. 749, Series of 2014 between Lowell Boulevard, West Clyde**



### **Place, and Julian Street.**

Relinquishes utility easements east of North Lowell Boulevard and south of West 38th Avenue in Council District 1. The last regularly scheduled Council meeting within the 30-day review period is on 2-1-16. The Committee approved filing this bill by consent on 12-30-15.

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

### **Pre-Recess Announcement**

**Tonight there will be a required public hearing on CB15-0891, changing the zoning classification for 770 South Federal Boulevard. Anyone wishing to speak on this matter must see the Council Secretary to receive a speaker card to fill out and return to her during the recess of Council.**

### **Recess**

## **Council Reconvenes and Resumes its Regular Session**

### **Public Hearings - Bills for Final Consideration**

#### **Neighborhoods & Planning**

##### **CB15-0891 A bill for an ordinance changing the zoning classification for 770 South Federal Boulevard.**

Rezones property located at 770 South Federal Boulevard from B-A-1 with waivers (Old Chapter 59 Code - Business Arterial 1) to E-MX-3 (Urban Edge, Mixed Use, 3 Stories) in Council District 7. IF ORDERED PUBLISHED, A PUBLIC HEARING WILL BE HELD ON THIS ITEM. REFER TO THE "PENDING" SECTION OF THE FUTURE COUNCIL MEETING AGENDAS FOR THE DATE. The Committee approved filing this bill at its meeting on 11-18-15.

### **Bills for Final Consideration**

#### **Governance & Charter Review**

##### **CB15-0955 A bill for an ordinance approving an Agreement between the City and County of Denver and Regional Transportation District (RTD) to provide Eco pass decals in 2016 to eligible city employees.**

Approves an agreement with the Regional Transportation District (RTD) in the amount of \$1,990,844.40 to provide Eco pass decals in 2016 to eligible city employees to utilize RTD's bus and train services (CSAHR-201525490-00). The last regularly scheduled Council meeting within the 30-day review period is on 1-11-16.

The Committee approved filing this resolution by consent on 12-10-15.

## **Adjourn**

## **Pending**

**For 1-19-16**

**CB15-0937 A bill for an ordinance changing the zoning classification for 725 West 39th Avenue.**

**Required Public Hearing  
Final Consideration**

**For 1-25-16**

**CB15-0625 A bill for an ordinance changing the zoning classification for 3268 West 32nd Avenue.**

**Required Public Hearing  
Final Consideration**