

City Council of Monday, July 08, 2013

City and County of Denver

Robin Kniech..... At Large
Deborah "Debbie" Ortega..... At Large
Susan K. Shepherd..... District 1
Jeanne Faatz..... District 2
Paul D. López..... District 3
Peggy Lehmann..... District 4
Mary Beth Susman..... District 5
Charlie Brown..... District 6



Chris Nevitt..... District 7
Albus Brooks..... District 8
Judy H. Montero..... District 9
Jeanne Robb..... District 10
Christopher Herndon..... District 11
Janna B. Young..... Director
Kelly Velez..... Clerk

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WEB ACCESS

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REMINDER

As a courtesy to those in attendance,
please

turn off your cell phones.

MEETING ASSISTANCE NOTICE - AMERICANS WITH DISABILITIES ACT

The Council Chambers has listening devices for the hearing impaired; request a device from the Council Secretary. The City can provide sign language interpretation for persons attending City Council meetings. If you need sign language interpretation, please contact Lorrie Kosinski at 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

City Council meetings are televised live on cable TV Channel 8, and can be viewed via live or archived web cast at <http://www.denvergov.org/citycouncil>. DVD recordings of meetings are available at the Central Library or at the Clerk and Recorder's Office.

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, July 08, 2013 5:30 PM

Pledge of Allegiance

Roll Call

Approval of the Minutes

Council Announcements

Presentations

Communications

Proclamations

Resolutions

Business, Workforce & Sustainability

CR13-0405 A resolution approving the Mayor's reappointment to the Stapleton Development Corporation Board of Directors.

Approves the Mayoral reappointment of Rita Kahn to the Stapleton Development Corporation Board of Directors for a term effective July 1, 2013 and expiring on June 30, 2018. The Committee approved filing this resolution by consent on 6-20-13.

CR13-0409 A resolution approving and evidencing the intention of the City and County of Denver, Colorado to issue an amount not to exceed \$16,000,000 of Multifamily Housing Revenue Bonds for the Park Hill Village West Project.

Declares the City's intent to issue up to \$16,000,000 of its Multifamily Housing Revenue Bond allocation for the Parkhill Village West, LLLP project in Council District 8. The Committee approved filing this resolution at its meeting on 6-19-13.

Health, Safety, Education & Services

CR13-0404 A resolution approving the Mayor's reappointments and appointments to the Denver Women's Commission.

Approves the Mayoral re-appointments of Dolores Atencio, Lance Benninghoff, Michele Ostrander, and Mackenzie Roebuck-Walsh, and the appointments of Jessica Acosta, Lilly Berger, Miriam Pena, Corelle Spettigue, Lynne Valencia, and Kara Veitch to the Denver Women's Commission for terms effective immediately and expiring on June 30, 2015, or until a successor is duly appointed. The Committee approved filing this resolution by consent on 6-20-13.

Bills for Introduction

Business, Workforce & Sustainability

CB13-0351 A bill for an ordinance approving a proposed On-Call Services Agreement between the City and County of Denver and Hot Shots Hauling, LLC related to roustabout services for oil and gas wells at Denver International Airport.

Approves a \$600,000 on-call services agreement with Hot Shots Hauling, LLC and Oilfield Service for roustabout services for the operation and maintenance of 76 oil and gas wells at Denver International Airport (201309314). The last regularly scheduled Council meeting within the 30-day review period is on 7-29-13. The Committee approved filing this bill at its meeting on 6-26-13.

CB13-0389 A bill for an ordinance approving a proposed Second Amendment to Agreement between the City and County of Denver and reVision, Inc. related to on-call information technology consulting services at Denver International Airport.

Adds three years and \$5,000,000 to the existing reVision, Inc. contract for consulting services regarding Denver International Airport's Information Technology Service Management Initiative (CE05038). The last regularly scheduled Council meeting within the 30-day review period is on 7-29-13. The Committee approved filing this bill at its meeting on 6-19-13.

CB13-0425 A bill for an ordinance approving a proposed On-Call Services Agreement between the City and County of Denver and ATP Oilfield Services, LLC related to roustabout services for oil and gas wells at Denver International Airport.

Approves a \$600,000 on-call services agreement with ATP for roustabout services for the operation and maintenance of 76 oil and gas wells at Denver International Airport (201208180). The last regularly scheduled Council meeting within the 30-day review period is on 7-29-13. The Committee approved filing this bill at its meeting on 6-26-13.

Government & Finance

CB13-0408 A bill for an ordinance amending D.R.M.C. Section 38-51.8 by the addition of a higher maximum value amount to reflect changes made by the state in the Colorado Revised Statutes.

Increases the maximum dollar amount classified as petty theft from \$1,000 to \$2,000 reflecting a new state law on misdemeanor theft. The Committee approved filing this bill by consent on 6-20-13.

CB13-0411 A bill for an ordinance approving a proposed Intergovernmental Agreement by and between the City and County of Denver and School District No. 1 in the City and County of Denver, for operation of Comcast Educational Access Channel.

Approves an intergovernmental agreement with Denver Public Schools for up to \$2,810,675 for the operation of cable TV education access channel(s) through April 2018 (TECH-201309953). The last regularly scheduled Council meeting within the 30-day review period is on 7-29-13. The Committee approved filing this bill at its meeting on 6-26-13.

CB13-0417 A bill for an ordinance making a supplemental appropriation from the Golf Enterprise Fund.

Appropriates an additional \$850,000 in the Golf Enterprise Fund in 2013 (79100-7029000) for operations and maintenance of the Evergreen Golf Course. The Committee approved filing this bill by consent on 6-27-13.

CB13-0418 A bill for an ordinance approving a proposed Master Purchase Order between the City and County of Denver and EnviroTech Services, Inc., for liquid and solid deicer for use City wide.

Approves an up to \$10,000,000 master purchase order with EnviroTech Services, Inc. through September 2014 for liquid and solid deicer (5923G0113). The last regularly scheduled Council meeting within the 30-day review period is on 7-29-13. The Committee approved filing this bill by consent on 6-27-13.

CB13-0423 A bill for an ordinance approving a proposed Purchase Order between the City and County of Denver and Insight Public Sector, Inc., for Oracle Database maintenance and support.

Approves a \$559,162.44 contract with Insight Public Sector, Inc. for Oracle database maintenance and support through August 29, 2014. The last regularly scheduled Council meeting within the 30-day review period is on 7-29-13. The Committee approved filing this bill by consent on 6-27-13.

Health, Safety, Education & Services

CB13-0323 A bill for an ordinance approving a proposed fifth 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 extend the term of the agreement and to appropriate additional funds.

Approves a fifth amendment to the Xerox State and Local Solutions contract to extend the term of the agreement by 18 months through December 31, 2014, and to add \$2,051,550 for continued services related to the Photo Radar Speed Enforcement System (CE-81107-05). The last regularly scheduled Council meeting within the 30-day review period is on 7-29-13. The Committee approved filing this

bill by consent on 5-23-13.

CB13-0360 A bill for an ordinance approving a proposed agreement between the City and County of Denver and School District No. 1 in the City and County of Denver and the State of Colorado, to allocate \$824,773.80 for Head Start services through December 31, 2013.

Approves an agreement with Denver Public Schools - School District Number One in the amount of \$824,773.80 from July 1, 2013 to December 31, 2013 to provide Head Start services to 302 children (MOEAI-201310965). The last regularly scheduled Council meeting within the 30-day review period is on 7-29-13. The Committee approved filing this bill by consent on 6-6-13.

CB13-0362 A bill for an ordinance approving a proposed Agreement between the City and County of Denver and Clayton Early Learning, Trustee, George W. Clayton Trust, dba, Clayton Educare, to allocate \$676,924.59 for Head Start services through December 31, 2013.

Approves an agreement with Clayton Early Learning, Trustee, George W. Clayton Trust in the amount of \$676,924.59 from July 1, 2013 through December 31, 2013 to provide Head Start services to 236 children (MOEAI-201310966). The last regularly scheduled Council meeting within the 30-day review period is on 7-29-13. The Committee approved filing this bill by consent on 6-6-13.

CB13-0392 A bill for an ordinance amending the Building and Fire Code of the City and County of Denver.

Amends the 2011 Denver Building and Fire Code to allow for the transfer of the Conveyance Inspection Program from the State of Colorado to the City and County of Denver Fire Department. The Committee approved filing this bill by consent on 6-20-13.

CB13-0393 A bill for an ordinance designating the first Saturday of August of each year as Denver Day.

Amends Article 1 of Chapter 2 of the Revised Municipal Code to designate the first Saturday of August of each year as Denver Day. The Committee approved filing this bill at its meeting on 6-25-13.

CB13-0412 A bill for an ordinance approving a proposed purchase order between the City and County of Denver and Smiths Detection, to procure three full body security scanners for use in the Denver County Jail and the Denver Detention Center.

Approves a contract with Smiths Detection for the purchase of three body scanners in the amount of \$540,939 to be used at the Downtown Detention Center and the County Jail facilities for the safety of the inmates, officers, and public. The last regularly scheduled Council meeting within the 30-day review period is on 7-29-13. The Committee approved filing this bill by consent on 6-20-13.

CB13-0414 A bill for an ordinance approving a proposed sixth amendatory agreement between the City and County of Denver and Alcohol Monitoring

Systems, Inc. for electronic monitoring systems.

Amends the contract with Alcohol Monitoring Systems, Inc. to extend the agreement through December 31, 2013, and to add \$350,000 for continuing electronic monitoring services and equipment to monitor offenders under supervision of the Electronic Monitoring Program (CE41246-06). The last regularly scheduled Council meeting within the 30-day review period is on 7-29-13. The Committee approved filing this bill by consent on 6-20-13.

CB13-0416 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 concerning the "CoC-Housing First FY13-14" program and the funding therefore.

Accepts the Housing First grant award from the U.S. Department of Housing and Urban Development in the amount of \$913,270 to provide tenant-based rental assistance to the chronically homeless with mental illness (SOCSV-201311488-0). The last regularly scheduled Council meeting within the 30-day review period is on 7-29-13. The Committee approved filing this bill by consent on 6-27-13.

Land Use, Transportation & Infrastructure

CB13-0406 A bill for an ordinance changing the zoning classification for 1300 South Sheridan Boulevard.

Changes the zoning classification from PUD #511 (Planned Unit Development) to E-MX-3 (Urban Edge context, Mixed Use, max. 3 stories) of property at 1300 S. Sheridan in Council District 3. A PUBLIC HEARING WILL BE HELD AT LEAST FOUR WEEKS AFTER PUBLICATION. The Committee approved filing this bill at its meeting on 6-25-13.

CB13-0415 A bill for an ordinance revoking the revocable permit granted by Ordinance No. 858, Series 2004 to Streamline Restoration at 8th Avenue and Kalamath Street.

Revokes Ordinance 858, Series 2004, granting a revocable permit to Streamline Restoration to encroach into the public right-of-ways of 8th Ave. and Kalamath with two steel canopies which are now included in an updated permit granted by Ordinance 41, Series 2013, in Council District 9. The last regularly scheduled Council meeting within the 30-day review period is on 7-29-13. The Committee approved filing this bill by consent on 6-20-13.

CB13-0422 A bill for an ordinance approving a proposed Purchase Order between the City and County of Denver and Rush Truck Center of Colorado, Inc., for 5 Peterbilt Rear Loader Refuse Trucks.

Approves a purchase order for \$1,065,715 for Planned Fleet Replacement vehicles on Purchase Order for 5 Peterbilt Rear Loader Refuse Trucks (PWOPS0000008517). The last regularly scheduled Council meeting within the 30-day review period is on 7-29-13. The Committee approved filing this bill by consent on 6-27-13.

Recap of Bills to be Called Out

Recess

Council Reconvenes and Resumes its Regular Session

Bills for Final Consideration

Business, Workforce & Sustainability

CB13-0353 A bill for an ordinance approving a proposed Eighth Amendment to Agreement and Consent to Assignment between the City and County of Denver and Moran Pizza, Inc. concerning a concession at Denver International Airport.

Amends agreements to facilitate reassignment of a failing Domino's pizza concession located in the main terminal of Denver International Airport to an Einstein Brothers Bagels concession (AC38010). The last regularly scheduled Council meeting within the 30-day review period is on 7-15-13. The Committee approved filing this bill by consent on 6-13-13.

CB13-0383 A bill for an ordinance approving a proposed First Amendment to Agreement between the City and County of Denver and CA Concessions of Colorado, Inc. for a concession at Denver International Airport.

Amends the agreement with CA Concessions of Colorado (The Coffee Beanery) to waive additional rent equal to 150% of monthly rent to allow the concessionaire to continue providing service at Denver International Airport on a month-to-month basis beyond the expiration of the current term at 100% of the rental rate while the next agreement is negotiated (AR58001(1)). The last regularly scheduled Council meeting within the 30-day review period is on 7-15-13. The Committee approved filing this bill by consent on 6-13-13.

CB13-0384 A bill for an ordinance approving a proposed Sixth Amendment to Agreement between the City and County of Denver and Trugoy, Inc. for a concession at Denver International Airport.

Amends the agreement with Trugoy (TCBY Yogurt) to waive additional rent equal to 150% of monthly rent to allow the concessionaire to continue providing service at Denver International Airport on a month-to-month basis beyond the expiration of the current term at 100% of the rental rate while the next agreement is negotiated (AC36003(6)). The last regularly scheduled Council meeting within the 30-day review period is on 7-15-13. The Committee approved filing this bill by consent on 6-13-13.

CB13-0385 A bill for an ordinance approving a proposed Fifth Amendment to Agreement between the City and County of Denver and Way Out West, Inc. for a concession at Denver International Airport.

Amends the agreement with Way Out West (Way Out West) to waive additional rent equal to 150% of monthly rent to allow the concessionaire to continue providing service at Denver International Airport on a month-to-month basis beyond the expiration of the current term at 100% of the rental rate while the next agreement is negotiated (AC68001(05)). The last regularly scheduled Council meeting within the 30-day review period is on 7-15-13. The Committee approved filing this bill by consent on 6-13-13.

CB13-0386 A bill for an ordinance approving a proposed Sixth Amendment to Agreement between the City and County of Denver and Yaz Jewelry & Gifts, Inc. for a concession at Denver International Airport.

Amends the agreement with Yaz Jewelry & Gifts (Yaz Jewelry & Gifts) to waive additional rent equal to 150% of monthly rent to allow the concessionaire to continue providing service at Denver International Airport on a month-to-month basis beyond the expiration of the current term at 100% of the rental rate while the next agreement is negotiated (AC68002(06)). The last regularly scheduled Council meeting within the 30-day review period is on 7-15-13. The Committee approved filing this bill by consent on 6-13-13.

CB13-0390 A bill for an ordinance approving a proposed First Amendment to Agreement between the City and County of Denver and KForce Inc. related to on-call professional IT consulting services at Denver International Airport.

Approves the two available one-year extension options and adds \$600,000 to the current contract with KForce, Inc. for an increased scope of work for project management and systems and business analysis at Denver International Airport (CE-06005). The last regularly scheduled Council meeting within the 30-day review period is on 7-15-13. The Committee approved filing this bill by consent on 6-13-13.

Government & Finance

Health, Safety, Education & Services

CB13-0337 A bill for an ordinance approving a Second Amendatory Agreement with E.T. Technologies, Inc. to extend the term and increase the maximum contract amount.

Approves a second amendment to the contract with E. T. Technologies, Inc. to add \$1,250,000 for a total contract amount of \$3,250,000, and to extend the contract through August 31, 2014 for continued work related to underground and aboveground storage tank services. The last regularly scheduled Council meeting within the 30-day review period is on 7-15-13. The Committee approved filing this bill by consent on 5-30-13.

CB13-0361 A bill for an ordinance approving a proposed agreement between the City and County of Denver and Catholic Charities and

Community Services of the Archdiocese of Denver, to allocate \$719,697.30 for Head Start services through December 31, 2013.

Approves an agreement with Catholic Charities and Community Services of the Archdiocese of Denver in the amount of \$719,697.30 from July 1, 2013 through December 31, 2013 to provide Head Start services to 224 children (MOEAI-201310958). The last regularly scheduled Council meeting within the 30-day review period is on 7-15-13. The Committee approved filing this bill by consent on 6-6-13.

CB13-0363 A bill for an ordinance approving a proposed agreement between the City and County of Denver and Mile High Montessori Early Learning Centers to allocate \$800,382.68 for Head Start services through December 31, 2013.

Approves an agreement with Mile High Montessori Early Learning Centers for \$800,382.68 from July 1, 2013 through December 31, 2013 to provide Head Start services to 269 children (MOEAI-201310971). The last regularly scheduled Council meeting within the 30-day review period is on 7-15-13. The Committee approved filing this bill by consent on 6-6-13.

CB13-0410 A bill for an ordinance authorizing expenditures in the General Government Special Revenue Fund based on a letter of intent from United States of America to award funding for the "Head Start Grant FY 2013-14" program.

Appropriates 50% of the United States Department of Health and Human Services grant by a Letter of Intent in the amount of \$4,182,673 for total funding of \$8,365,346 for program year beginning July 1, 2013 through June 30, 2104 to provide education, health, dental, mental health, nutrition, and family services for 3-5 year old children and their families. The Committee approved filing this bill by consent on 6-20-13.

Land Use, Transportation & Infrastructure

CB13-0395 A bill for an ordinance approving a proposed Fourth Amendatory Agreement between the City and County of Denver and Norkoli Construction, Inc. (NCI), to extend the term of the Agreement.

Extends for 12 months the On-Call Construction Services Agreement with Norkoli Construction, Inc., a Small Business Enterprise (SBE) company, while the municipal code regarding SBE construction services is amended (OC94020-2). The last regularly scheduled Council meeting within the 30-day review period is on 7-15-13. The Committee approved filing this bill by consent on 6-13-13.

CB13-0421 A bill for an ordinance relinquishing all of the easements only as reserved to the City and County of Denver in Ordinance No. 80, Series of 1996 at Reception No. 9600010861 and granted to the City and County of Denver in that certain Access and Permanent Easement at Reception No. 9600048768; and relinquishing all of the easements only as reserved to the City and County of Denver in Ordinance No. 102, Series of 1996 at

Reception No. 960001497 and lying within a described area, all at approximately 3500 Rockmont Drive.

Replaces CB13-0315, which was defeated on June 17 due to errors, and relinquishes the easements necessary to facilitate redevelopment of property at 3500 Rockmont Drive in Council District 9. The last regularly scheduled Council meeting within the 30-day review period is on 7-15-13. This bill was filed by Councilwoman Montero.

Announcement

On Monday, August 5, 2013, Council will hold a required public hearing on CB13-0406, changing the zoning classification for 1300 South Sheridan Boulevard. Any protests against CB13-0406 must be filed with the Council Offices no later than Monday, July 29, 2013.

Adjourn

Pending

For 7-22-13

CR13-0357 A resolution to set a public hearing on the proposed 9th and Colorado Urban Redevelopment Plan.

**Required Public Hearing
Final Consideration**

For 8-5-13

CR13-0397 A resolution to set a public hearing on the approval of Service Plans for the proposed South Sloan's Lake Metropolitan District No. 1 and South Sloan's Lake Metropolitan District No. 2.

**Required Public Hearing
Final Consideration**

For 8-5-13

CR13-0399 A resolution to set a public hearing on the proposed St. Anthony's Urban Redevelopment Plan.

**Required Public Hearing
Final Consideration**