

City Council Minutes

Meeting Date: Monday, December 20, 2010 5:30 PM

Pledge of Allegiance

Councilmember Sandoval led the pledge of allegiance.

Roll Call

Present: Boigon, Brown, Hancock, Johnson, Lehmann, Linkhart, López, Montero, Nevitt, Robb, Sandoval (11)

Absent: Faatz, Madison (2)

Approval of Minutes of Monday, December 13, 2010

The minutes of meeting date, Monday, December 13, 2010 were distributed to Council. Council President Nevitt ordered the minutes approved.

Council Announcements

Councilmembers López, Robb, and Linkhart offered announcements.

Presentations

Communications

Proclamations

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.

Business, Workforce & Sustainability

CR10-1025 A resolution declaring the intent of the City and County of Denver, Colorado to use due diligence 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 Montero, duly seconded by Councilmember Hancock, that CR10-1025, CR10-1066, CR10-1067, CR10-1068, CR10-0951, CR10-1099, and CR10-1100 be adopted en bloc carried by the following vote:

Passed

For: Boigon, Brown, Hancock, Johnson, Lehmann, Linkhart, Lopez, Montero, Nevitt, Robb, Sandoval (11)

Against: (None) (0)

Absent: Faatz, Madison (2)

Abstain: (None) (0)

Government Affairs & Finance

A motion offered by Councilmember Montero, duly seconded by Councilmember Hancock, that CR10-1025, CR10-1066, CR10-1067, CR10-1068, CR10-0951, CR10-1099, and CR10-1100 be adopted en bloc carried by the following vote:

Passed

For: Boigon, Brown, Hancock, Johnson, Lehmann, Linkhart, Lopez, Montero, Nevitt, Robb, Sandoval (11)

Against: (None) (0)

Absent: Faatz, Madison (2)

Abstain: (None) (0)

CR10-1066 A resolution levying upon all taxable property within the City and County of Denver taxes for the year 2010, to be collected in 2011, for purposes authorized by law.

A motion offered by Councilmember Montero, duly seconded by Councilmember Hancock, that CR10-1025, CR10-1066, CR10-1067, CR10-1068, CR10-0951, CR10-1099, and CR10-1100 be adopted en bloc carried by the following vote:

Passed

For: Boigon, Brown, Hancock, Johnson, Lehmann, Linkhart, Lopez, Montero, Nevitt, Robb, Sandoval (11)

Against: (None) (0)

Absent: Faatz, Madison (2)

Abstain: (None) (0)

CR10-1067 A resolution levying upon all taxable property within the City and County of Denver taxes for the year 2010 for purposes authorized by law for School District No. 1 in the City and County of Denver, State of Colorado.

A motion offered by Councilmember Montero, duly seconded by Councilmember Hancock, that CR10-1025, CR10-1066, CR10-1067, CR10-1068, CR10-0951, CR10-1099, and CR10-1100 be adopted en bloc carried by the following vote:

Passed

For: Boigon, Brown, Hancock, Johnson, Lehmann, Linkhart, Lopez, Montero, Nevitt, Robb, Sandoval (11)

Against: (None) (0)

Absent: Faatz, Madison (2)

Abstain: (None) (0)

CR10-1068 A resolution levying taxes for the year 2010 upon all taxable property within special districts within the City and County of Denver for purposes authorized by law for special districts.

A motion offered by Councilmember Montero, duly seconded by Councilmember Hancock, that CR10-1025, CR10-1066, CR10-1067, CR10-1068, CR10-0951, CR10-1099, and CR10-1100 be adopted en bloc carried by the following vote:

Passed

For: Boigon, Brown, Hancock, Johnson, Lehmann, Linkhart, Lopez, Montero, Nevitt, Robb, Sandoval (11)

Against: (None) (0)

Absent: Faatz, Madison (2)

Abstain: (None) (0)

Health, Safety, Education & Services

CR10-0951 A resolution approving the Mayor's Appointment to the Head Start Policy Council.

A motion offered by Councilmember Montero, duly seconded by Councilmember Hancock, that CR10-1025, CR10-1066, CR10-1067, CR10-1068, CR10-0951, CR10-1099, and CR10-1100 be adopted en bloc carried by the following vote:

Passed

For: Boigon, Brown, Hancock, Johnson, Lehmann, Linkhart, Lopez, Montero, Nevitt, Robb, Sandoval (11)

Against: (None) (0)

Absent: Faatz, Madison (2)

Abstain: (None) (0)

CR10-1099 A resolution approving the Council appointment of Ms. Geri Grimes to the Head Start Policy Council.

A motion offered by Councilmember Montero, duly seconded by Councilmember Hancock, that CR10-1025, CR10-1066, CR10-1067, CR10-1068, CR10-0951, CR10-1099, and CR10-1100 be adopted en bloc carried by the following vote:

Passed

For: Boigon, Brown, Hancock, Johnson, Lehmann, Linkhart, Lopez, Montero, Nevitt, Robb, Sandoval (11)

Against: (None) (0)

Absent: Faatz, Madison (2)

Abstain: (None) (0)

CR10-1100 A resolution approving the Council appointment of Ms. Olivia Gillespie to the Head Start Policy Council.

A motion offered by Councilmember Montero, duly seconded by Councilmember Hancock, that CR10-1025, CR10-1066, CR10-1067, CR10-1068, CR10-0951, CR10-1099, and CR10-1100 be adopted en bloc carried by the following vote:

Passed

For: Boigon, Brown, Hancock, Johnson, Lehmann, Linkhart, Lopez, Montero, Nevitt, Robb, Sandoval (11)

Against: (None) (0)

Absent: Faatz, Madison (2)

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.

Business, Workforce & Sustainability

CB10-1016 A bill for an ordinance approving a Second Amendatory Agreement between the City and County of Denver and Denver Metro Convention and Visitors Bureau.

A motion offered by Councilmember Nevitt, duly seconded by Councilmember Sandoval, that CB10-1016, CB10-1021, CB10-1022, CB10-1071, CB10-1092, CB10-1093, CB10-1094, CB10-1095, CB10-1015, CB10-1051, CB10-1087, CB10-1090, CB10-0977, CB10-1050, CB10-1089, CB10-1088, CB10-1096, CB10-1097, and CB10-1098 be ordered published en bloc carried by the following vote:

Passed

For: Boigon, Brown, Hancock, Johnson, Lehmann, Linkhart, Lopez, Montero, Nevitt, Robb, Sandoval (11)

Against: (None) (0)

Absent: Faatz, Madison (2)

Abstain: (None) (0)

CB10-1021 A bill for an Ordinance authorizing and approving an amendment to the Downtown Denver Urban Renewal Plan to add the Historic CNB Building as an Urban Renewal Project and to Create the Historic CNB Building Property and Sales Tax Increment Area.

A motion offered by Councilmember Nevitt, duly seconded by Councilmember Sandoval, that CB10-1016, CB10-1021, CB10-1022, CB10-1071, CB10-1092, CB10-1093, CB10-1094, CB10-1095, CB10-1015, CB10-1051, CB10-1087, CB10-1090, CB10-0977, CB10-1050, CB10-1089, CB10-1088, CB10-1096, CB10-1097, and CB10-1098 be ordered published en bloc carried by the following vote:

Passed

For: Boigon, Brown, Hancock, Johnson, Lehmann, Linkhart, Lopez, Montero, Nevitt, Robb, Sandoval (11)

Against: (None) (0)

Absent: Faatz, Madison (2)

Abstain: (None) (0)

CB10-1022 A bill for an ordinance approving a Historic CNB Building Tax Increment Area and Appropriated Lodger's Tax Project Area Cooperation Agreement.

A motion offered by Councilmember Nevitt, duly seconded by Councilmember Sandoval, that CB10-1016, CB10-1021, CB10-1022, CB10-1071, CB10-1092, CB10-1093, CB10-1094, CB10-1095, CB10-1015, CB10-1051, CB10-1087, CB10-1090, CB10-0977, CB10-1050, CB10-1089, CB10-1088, CB10-1096, CB10-1097, and CB10-1098 be ordered published en bloc carried by the following vote:

Passed

For: Boigon, Brown, Hancock, Johnson, Lehmann, Linkhart, Lopez, Montero, Nevitt, Robb, Sandoval (11)

Against: (None) (0)

Absent: Faatz, Madison (2)

Abstain: (None) (0)

CB10-1071 A bill for an ordinance approving a proposed Second Amendatory Agreement between the City and County of Denver and HCA-HealthOne, LLC, relating to additional sponsorship benefits and payments.

A motion offered by Councilmember Nevitt, duly seconded by Councilmember Sandoval, that CB10-1016, CB10-1021, CB10-1022, CB10-1071, CB10-1092, CB10-1093, CB10-1094, CB10-1095, CB10-1015, CB10-1051, CB10-1087, CB10-1090, CB10-0977, CB10-1050, CB10-1089, CB10-1088, CB10-1096, CB10-1097, and CB10-1098 be ordered published en bloc carried by the following vote:

Passed

For: Boigon, Brown, Hancock, Johnson, Lehmann, Linkhart, Lopez, Montero, Nevitt, Robb, Sandoval (11)

Against: (None) (0)

Absent: Faatz, Madison (2)

Abstain: (None) (0)

CB10-1092 A bill for an ordinance approving a proposed Agreement for Operation of Curbside Transportation Management Services at Denver International Airport between the City and County of Denver and Standard Parking Corporation related to taxicab dispatching and loading services for the traveling public at Denver International Airport.

A motion offered by Councilmember Nevitt, duly seconded by Councilmember Sandoval, that CB10-1016, CB10-1021, CB10-1022, CB10-1071, CB10-1092, CB10-1093, CB10-1094, CB10-1095, CB10-1015, CB10-1051, CB10-1087, CB10-1090, CB10-0977, CB10-1050, CB10-1089, CB10-1088, CB10-1096, CB10-1097, and CB10-1098 be ordered published en bloc carried by the following vote:

Passed

For: Boigon, Brown, Hancock, Johnson, Lehmann, Linkhart, Lopez, Montero, Nevitt, Robb, Sandoval (11)

Against: (None) (0)

Absent: Faatz, Madison (2)

Abstain: (None) (0)

CB10-1093 A bill for an ordinance approving a proposed First Amendment to Special Facilities and Ground Lease between EZ Rent A Car, Inc. and the City and County of Denver, related to leased space at Denver International Airport.

A motion offered by Councilmember Nevitt, duly seconded by Councilmember Sandoval, that CB10-1016, CB10-1021, CB10-1022, CB10-1071, CB10-1092, CB10-1093, CB10-1094, CB10-1095, CB10-1015, CB10-1051, CB10-1087, CB10-1090, CB10-0977, CB10-1050, CB10-1089, CB10-1088, CB10-1096, CB10-1097, and CB10-1098 be ordered published en bloc carried by the following vote:

Passed

For: Boigon, Brown, Hancock, Johnson, Lehmann, Linkhart, Lopez, Montero, Nevitt, Robb, Sandoval (11)

Against: (None) (0)

Absent: Faatz, Madison (2)

Abstain: (None) (0)

CB10-1094 A bill for an ordinance approving a proposed On-call Millwright [Re-issue] between the City and County of Denver and Western Industrial Contractors, Inc. related to on-call construction services at Denver International Airport.

A motion offered by Councilmember Nevitt, duly seconded by Councilmember Sandoval, that CB10-1016, CB10-1021, CB10-1022, CB10-1071, CB10-1092, CB10-1093, CB10-1094, CB10-1095, CB10-1015, CB10-1051, CB10-1087, CB10-1090, CB10-0977, CB10-1050, CB10-1089, CB10-1088, CB10-1096, CB10-1097, and CB10-1098 be ordered published en bloc carried by the following vote:

Passed

For: Boigon, Brown, Hancock, Johnson, Lehmann, Linkhart, Lopez, Montero, Nevitt, Robb, Sandoval (11)

Against: (None) (0)

Absent: Faatz, Madison (2)

Abstain: (None) (0)

CB10-1095 A bill for an ordinance approving a proposed First Amendment to Cargo Facilities Lease Agreement between Air General, Inc. and the City and County of Denver, related to leased space at Denver International Airport.

A motion offered by Councilmember Nevitt, duly seconded by Councilmember Sandoval, that CB10-1016, CB10-1021, CB10-1022, CB10-1071, CB10-1092, CB10-1093, CB10-1094, CB10-1095, CB10-1015, CB10-1051, CB10-1087, CB10-1090, CB10-0977, CB10-1050, CB10-1089, CB10-1088, CB10-1096, CB10-1097, and CB10-1098 be ordered published en bloc carried by the following vote:

Passed

For: Boigon, Brown, Hancock, Johnson, Lehmann, Linkhart, Lopez, Montero, Nevitt, Robb, Sandoval (11)

Against: (None) (0)

Absent: Faatz, Madison (2)

Abstain: (None) (0)

Government Affairs & Finance

CB10-1015 A bill for an ordinance amending subsection 10 of section 39-121 pertaining to fees and charges to be paid to City for admission-based events in parks.

A motion offered by Councilmember Nevitt, duly seconded by Councilmember Sandoval, that CB10-1016, CB10-1021, CB10-1022, CB10-1071, CB10-1092, CB10-1093, CB10-1094, CB10-1095, CB10-1015, CB10-1051, CB10-1087, CB10-1090, CB10-0977, CB10-1050, CB10-1089, CB10-1088, CB10-1096, CB10-1097, and CB10-1098 be ordered published en bloc carried by the following vote:

Passed

For: Boigon, Brown, Hancock, Johnson, Lehmann, Linkhart, Lopez, Montero, Nevitt, Robb, Sandoval (11)

Against: (None) (0)

Absent: Faatz, Madison (2)

Abstain: (None) (0)

CB10-1051 A bill for an ordinance establishing a "Parks and Recreation Admission Based Events" fund in the Culture and Recreation Special Revenue Fund and the means for authorizing expenditures from such fund.

A motion offered by Councilmember Nevitt, duly seconded by Councilmember Sandoval, that CB10-1016, CB10-1021, CB10-1022, CB10-1071, CB10-1092, CB10-1093, CB10-1094, CB10-1095, CB10-1015, CB10-1051, CB10-1087, CB10-1090, CB10-0977, CB10-1050, CB10-1089, CB10-1088, CB10-1096, CB10-1097, and CB10-1098 be ordered published en bloc carried by the following vote:

Passed

For: Boigon, Brown, Hancock, Johnson, Lehmann, Linkhart, Lopez, Montero, Nevitt, Robb, Sandoval (11)

Against: (None) (0)

Absent: Faatz, Madison (2)

Abstain: (None) (0)

CB10-1087 A bill for an Ordinance approving an Amendment of an on-call professional services agreement by and between the City and County of Denver and Zia Consulting, Inc.

A motion offered by Councilmember Nevitt, duly seconded by Councilmember Sandoval, that CB10-1016, CB10-1021, CB10-1022, CB10-1071, CB10-1092, CB10-1093, CB10-1094, CB10-1095, CB10-1015, CB10-1051, CB10-1087, CB10-1090, CB10-0977, CB10-1050, CB10-1089, CB10-1088, CB10-1096, CB10-1097, and CB10-1098 be ordered published en bloc carried by the following vote:

Passed

For: Boigon, Brown, Hancock, Johnson, Lehmann, Linkhart, Lopez, Montero, Nevitt, Robb, Sandoval (11)

Against: (None) (0)

Absent: Faatz, Madison (2)

Abstain: (None) (0)

CB10-1090 A bill for an ordinance making a rescission from the Office of the Clerk and Recorder appropriation, a transfer to the Capital Improvements and Capital Maintenance Fund, and an appropriation in the Capital Improvements and Capital Maintenance Fund.

A motion offered by Councilmember Nevitt, duly seconded by Councilmember Sandoval, that CB10-1016, CB10-1021, CB10-1022, CB10-1071, CB10-1092, CB10-1093, CB10-1094, CB10-1095, CB10-1015, CB10-1051, CB10-1087, CB10-1090, CB10-0977, CB10-1050, CB10-1089, CB10-1088, CB10-1096, CB10-1097, and CB10-1098 be ordered published en bloc carried by the following vote:

Passed

For: Boigon, Brown, Hancock, Johnson, Lehmann, Linkhart, Lopez, Montero, Nevitt, Robb, Sandoval (11)

Against: (None) (0)

Absent: Faatz, Madison (2)

Abstain: (None) (0)

Health, Safety, Education & Services

CB10-0977 A bill for an ordinance approving an amendatory agreement between ACS State & Local Solutions, Inc. and the City & County of Denver for the continuation of the Photo Red Light System.

A motion offered by Councilmember Nevitt, duly seconded by Councilmember Sandoval, that CB10-1016, CB10-1021, CB10-1022, CB10-1071, CB10-1092, CB10-1093, CB10-1094, CB10-1095, CB10-1015, CB10-1051, CB10-1087, CB10-1090, CB10-0977, CB10-1050, CB10-1089, CB10-1088, CB10-1096, CB10-1097, and CB10-1098 be ordered published en bloc carried by the following vote:

Passed

For: Boigon, Brown, Hancock, Johnson, Lehmann, Linkhart, Lopez, Montero, Nevitt, Robb, Sandoval (11)

Against: (None) (0)

Absent: Faatz, Madison (2)

Abstain: (None) (0)

CB10-1050 A bill for an ordinance approving an agreement between Studiotrope, LLC and the City & County of Denver for the West Denver Branch Library Project.

A motion offered by Councilmember Nevitt, duly seconded by Councilmember Sandoval, that CB10-1016, CB10-1021, CB10-1022, CB10-1071, CB10-1092, CB10-1093, CB10-1094, CB10-1095, CB10-1015, CB10-1051, CB10-1087, CB10-1090, CB10-0977, CB10-1050, CB10-1089, CB10-1088, CB10-1096, CB10-1097, and CB10-1098 be ordered published en bloc carried by the following vote:

Passed

For: Boigon, Brown, Hancock, Johnson, Lehmann, Linkhart, Lopez, Montero, Nevitt, Robb, Sandoval (11)

Against: (None) (0)

Absent: Faatz, Madison (2)

Abstain: (None) (0)

CB10-1089 A bill for an ordinance approving a proposed Amendatory Agreement between the City and County of Denver and the Mile High Council on Alcoholism and Drug Abuse for the Community Reentry Project providing services to reduce offender recidivism with funding from the Crime Prevention and Control Commission.

A motion offered by Councilmember Nevitt, duly seconded by Councilmember Sandoval, that CB10-1016, CB10-1021, CB10-1022, CB10-1071, CB10-1092, CB10-1093, CB10-1094, CB10-1095, CB10-1015, CB10-1051, CB10-1087, CB10-1090, CB10-0977, CB10-1050, CB10-1089, CB10-1088, CB10-1096, CB10-1097, and CB10-1098 be ordered published en bloc carried by the following vote:

Passed

For: Boigon, Brown, Hancock, Johnson, Lehmann, Linkhart, Lopez, Montero, Nevitt, Robb, Sandoval (11)

Against: (None) (0)

Absent: Faatz, Madison (2)

Abstain: (None) (0)

Land Use, Transportation & Infrastructure

CB10-1088 A bill for an Ordinance amending Ordinance Number 426, Series of 2007, as amended by Ordinance Number 335, Series of 2009, and Ordinance Number 148, Series of 2010, concerning the projects to be undertaken and funded with the proceeds of the Better Denver bonds.

A motion offered by Councilmember Nevitt, duly seconded by Councilmember Sandoval, that CB10-1016, CB10-1021, CB10-1022, CB10-1071, CB10-1092, CB10-1093, CB10-1094, CB10-1095, CB10-1015, CB10-1051, CB10-1087, CB10-1090, CB10-0977, CB10-1050, CB10-1089, CB10-1088, CB10-1096, CB10-1097, and CB10-1098 be ordered published en bloc carried by the following vote:

Passed

For: Boigon, Brown, Hancock, Johnson, Lehmann, Linkhart, Lopez, Montero, Nevitt, Robb, Sandoval (11)

Against: (None) (0)

Absent: Faatz, Madison (2)

Abstain: (None) (0)

CB10-1096 A bill for an ordinance approving an amendatory on call agreement between American Sign and Striping Company and the City & County of Denver to extend contract term and increase funding.

A motion offered by Councilmember Nevitt, duly seconded by Councilmember Sandoval, that CB10-1016, CB10-1021, CB10-1022, CB10-1071, CB10-1092, CB10-1093, CB10-1094, CB10-1095, CB10-1015, CB10-1051, CB10-1087, CB10-1090, CB10-0977, CB10-1050, CB10-1089, CB10-1088, CB10-1096, CB10-1097, and CB10-1098 be ordered published en bloc carried by the following vote:

Passed

For: Boigon, Brown, Hancock, Johnson, Lehmann, Linkhart, Lopez, Montero, Nevitt, Robb, Sandoval (11)

Against: (None) (0)

Absent: Faatz, Madison (2)

Abstain: (None) (0)

CB10-1097 A bill for an ordinance vacating a portion of land at the corner of E. Smith Rd. and Havana St., with reservations.

A motion offered by Councilmember Nevitt, duly seconded by Councilmember Sandoval, that CB10-1016, CB10-1021, CB10-1022, CB10-1071, CB10-1092, CB10-1093, CB10-1094, CB10-1095, CB10-1015, CB10-1051, CB10-1087, CB10-1090, CB10-0977, CB10-1050, CB10-1089, CB10-1088, CB10-1096, CB10-1097, and CB10-1098 be ordered published en bloc carried by the following vote:

Passed

For: Boigon, Brown, Hancock, Johnson, Lehmann, Linkhart, Lopez, Montero, Nevitt, Robb, Sandoval (11)

Against: (None) (0)

Absent: Faatz, Madison (2)

Abstain: (None) (0)

CB10-1098 A bill for an ordinance vacating a portion of an alley bounded by Zenobia St., Yates St., W. 14th Ave., and W. Colfax Ave., without reservations.

A motion offered by Councilmember Nevitt, duly seconded by Councilmember Sandoval, that CB10-1016, CB10-1021, CB10-1022, CB10-1071, CB10-1092, CB10-1093, CB10-1094, CB10-1095, CB10-1015, CB10-1051, CB10-1087, CB10-1090, CB10-0977, CB10-1050, CB10-1089, CB10-1088, CB10-1096, CB10-1097, and CB10-1098 be ordered published en bloc carried by the following vote:

Passed

For: Boigon, Brown, Hancock, Johnson, Lehmann, Linkhart, Lopez, Montero, Nevitt, Robb, Sandoval (11)

Against: (None) (0)

Absent: Faatz, Madison (2)

Abstain: (None) (0)

Recap of Bills to be Called Out

Pre-Recess Announcements

Tonight there will be public hearings on CB10-0966, relating to the Denver Zoning Code, to: improve clarity and usability; correct unintended changes from the former Chapter 59; correct unintended loss in protection, regulations or procedures and to address various errata such as formatting, organization, spelling, headings, terminology, cross references and graphics, and on CB10-0968, changing the zoning classification of 2243 and 2245 W. 32nd Avenue. Anyone wishing to speak on either 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

Bills for Final Consideration - Public Hearings

REQUIRED	<p>CB10-0966 AS AMENED, a bill for an ordinance relating to the Denver Zoning Code, to: improve clarity and usability; correct unintended changes from the former Chapter 59; correct unintended loss in protection, regulations or procedures and to address various errata such as formatting, organization, spelling, headings, terminology, cross references and graphics. (LAND USE, TRANSPORTATION & INFRASTRUCTURE)</p> <p>Amends the zoning code to restore several provisions inadvertently deleted in the transition from Former Chapter 59; reorganize and add language for clarity; and correct headings, graphics and cross-references. The Committee approved filing this bill at its meeting on 11-9-10. Amended 11-22-10 to correct the amendment regarding parking lot landscape island width to codified the minimum width of six feet.</p>
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Council sat as a Committee of the Whole commencing at 6:00 PM. Council President Nevitt presiding, to hear speakers either for or against the bill. John Hayden, Joel Noble, and Keith Pryor signed up to address the budget. Caryn Wenzara and Tina Axelrad of Community Planning and Development delivered the Staff Report with an overview and recommendation for approval.

A motion offered by Councilmember Sandoval, duly seconded by Councilmember Lehmann, that CB10-0966 be placed upon final consideration and do pass carried by the following vote:

Passed

For: Boigon, Brown, Hancock, Johnson, Lehmann, Lopez, Montero, Nevitt, Robb (9)

Against: Linkhart, Sandoval (2)

Absent: Faatz, Madison (2)

Abstain: (None) (0)

REQUIRED	<p>CB10-0968 A bill for an ordinance changing the zoning classification of 2243 and 2245 W. 32nd Avenue. (LAND USE, TRANSPORTATION & INFRASTRUCTURE)</p> <p>Changes the zoning on the parcels at 2243 and 2245 W. 32nd Ave. from B-3 with an approved Planned Building Group (PBG) to U-MX-3 in Council District 9. The Committee approved filing this bill at its meeting on 11-9-10.</p>
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Council sat as a Committee of the Whole commencing at 7:04 PM. Council President Nevitt presiding, to hear speakers either for or against the bill. Jorge Espinoza signed up to address the budget. Theresa Lucero of Community Planning and Development delivered the Staff Report with an overview and recommendation for approval.

A motion offered by Councilmember Sandoval, duly seconded by Councilmember Robb, that CB10-0968 be placed upon final consideration and do pass carried by the following vote:

Passed

For: Boigon, Brown, Johnson, Lehmann, Linkhart, Lopez, Montero, Nevitt, Robb, Sandoval (10)

Against: (None) (0)

Absent: Faatz, Hancock, Madison (3)

Abstain: (None) (0)

Bills for Final Consideration

Business, Workforce & Sustainability

A motion offered by Councilmember Sandoval, duly seconded by Councilmember López, that CB10-1079, CB10-1065, CB10-1077, CB10-1078, CB10-1084, CB10-0932, CB10-0988, CB10-1057, CB10-1064, CB10-0907, CB10-0972, CB10-1063, CB10-1086, and CB10-1039 be placed upon final consideration and do pass en bloc carried by the following vote:

Passed

For: Boigon, Brown, Hancock, Johnson, Lehmann, Linkhart, Lopez, Montero, Nevitt, Robb, Sandoval (11)

Against: (None) (0)

Absent: Faatz, Madison (2)

Abstain: (None) (0)

CB10-1079 A bill for an Ordinance approving a proposed Amendatory Agreement between the City and County of Denver and Waste Management of Colorado, Inc. (WMI) for the collection of solid waste materials at Denver Arapahoe Disposal Site and the WMI operated transfer stations.

A motion offered by Councilmember Sandoval, duly seconded by Councilmember López, that CB10-1079, CB10-1065, CB10-1077, CB10-1078, CB10-1084, CB10-0932, CB10-0988, CB10-1057, CB10-1064, CB10-0907, CB10-0972, CB10-1063, CB10-1086, and CB10-1039 be placed upon final consideration and do pass en bloc carried by the following vote:

Passed

For: Boigon, Brown, Hancock, Johnson, Lehmann, Linkhart, Lopez, Montero, Nevitt, Robb, Sandoval (11)

Against: (None) (0)

Absent: Faatz, Madison (2)

Abstain: (None) (0)

Government Affairs & Finance

A motion offered by Councilmember Sandoval, duly seconded by Councilmember López, that CB10-1079, CB10-1065, CB10-1077, CB10-1078, CB10-1084, CB10-0932, CB10-0988, CB10-1057, CB10-1064, CB10-0907, CB10-0972, CB10-1063, CB10-1086, and CB10-1039 be placed upon final consideration and do pass en bloc carried by the following vote:

Passed

For: Boigon, Brown, Hancock, Johnson, Lehmann, Linkhart, Lopez, Montero, Nevitt, Robb, Sandoval (11)

Against: (None) (0)

Absent: Faatz, Madison (2)

Abstain: (None) (0)

CB10-1065 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 Sandoval, duly seconded by Councilmember López, that CB10-1079, CB10-1065, CB10-1077, CB10-1078, CB10-1084, CB10-0932, CB10-0988, CB10-1057, CB10-1064, CB10-0907, CB10-0972, CB10-1063, CB10-1086, and CB10-1039 be placed upon final consideration and do pass en bloc carried by the following vote:

Passed

For: Boigon, Brown, Hancock, Johnson, Lehmann, Linkhart, Lopez, Montero, Nevitt, Robb, Sandoval (11)

Against: (None) (0)

Absent: Faatz, Madison (2)

Abstain: (None) (0)

CB10-1077 A bill for an ordinance making rescissions of budget balances to close out grants, and transferring grant cash balances to or from the General Fund.

A motion offered by Councilmember Sandoval, duly seconded by Councilmember López, that CB10-1079, CB10-1065, CB10-1077, CB10-1078, CB10-1084, CB10-0932, CB10-0988, CB10-1057, CB10-1064, CB10-0907, CB10-0972, CB10-1063, CB10-1086, and CB10-1039 be placed upon final consideration and do pass en bloc carried by the following vote:

Passed

For: Boigon, Brown, Hancock, Johnson, Lehmann, Linkhart, Lopez, Montero, Nevitt, Robb, Sandoval (11)

Against: (None) (0)

Absent: Faatz, Madison (2)

Abstain: (None) (0)

CB10-1078 A bill for an ordinance making rescissions and appropriations in the General Fund.

A motion offered by Councilmember Sandoval, duly seconded by Councilmember López, that CB10-1079, CB10-1065, CB10-1077, CB10-1078, CB10-1084, CB10-0932, CB10-0988, CB10-1057, CB10-1064, CB10-0907, CB10-0972, CB10-1063, CB10-1086, and CB10-1039 be placed upon final consideration and do pass en bloc carried by the following vote:

Passed

For: Boigon, Brown, Hancock, Johnson, Lehmann, Linkhart, Lopez, Montero, Nevitt, Robb, Sandoval (11)

Against: (None) (0)

Absent: Faatz, Madison (2)

Abstain: (None) (0)

CB10-1084 A bill for an ordinance making rescissions and appropriations in the General Fund and making a supplemental appropriation from the General Contingency Fund to the Department of Safety.

A motion offered by Councilmember Sandoval, duly seconded by Councilmember López, that CB10-1079, CB10-1065, CB10-1077, CB10-1078, CB10-1084, CB10-0932, CB10-0988, CB10-1057, CB10-1064, CB10-0907, CB10-0972, CB10-1063, CB10-1086, and CB10-1039 be placed upon final consideration and do pass en bloc carried by the following vote:

Passed

For: Boigon, Brown, Hancock, Johnson, Lehmann, Linkhart, Lopez, Montero, Nevitt, Robb, Sandoval (11)

Against: (None) (0)

Absent: Faatz, Madison (2)

Abstain: (None) (0)

Health, Safety, Education & Services

A motion offered by Councilmember Sandoval, duly seconded by Councilmember López, that CB10-1079, CB10-1065, CB10-1077, CB10-1078, CB10-1084, CB10-0932, CB10-0988, CB10-1057, CB10-1064, CB10-0907, CB10-0972, CB10-1063, CB10-1086, and CB10-1039 be placed upon final consideration and do pass en bloc carried by the following vote:

Passed

For: Boigon, Brown, Hancock, Johnson, Lehmann, Linkhart, Lopez, Montero, Nevitt, Robb, Sandoval (11)

Against: (None) (0)

Absent: Faatz, Madison (2)

Abstain: (None) (0)

CB10-0932 A bill for an ordinance approving an agreement between AP Mountain States, LLC d/b/a Adolfson & Peterson Construction and the City & County of Denver for construction of the new Stapleton Library at 29th Drive & Roslyn Street.

A motion offered by Councilmember Sandoval, duly seconded by Councilmember López, that CB10-1079, CB10-1065, CB10-1077, CB10-1078, CB10-1084, CB10-0932, CB10-0988, CB10-1057, CB10-1064, CB10-0907, CB10-0972, CB10-1063, CB10-1086, and CB10-1039 be placed upon final consideration and do pass en bloc carried by the following vote:

Passed

For: Boigon, Brown, Hancock, Johnson, Lehmann, Linkhart, Lopez, Montero, Nevitt, Robb, Sandoval (11)

Against: (None) (0)

Absent: Faatz, Madison (2)

Abstain: (None) (0)

CB10-0988 A bill for an ordinance approving a proposed Amendatory Agreement between the City and County of Denver and Colorado Health Network, Inc. d/b/a Colorado AIDS Project for the purpose of providing additional HOPWA funds.

A motion offered by Councilmember Sandoval, duly seconded by Councilmember López, that CB10-1079, CB10-1065, CB10-1077, CB10-1078, CB10-1084, CB10-0932, CB10-0988, CB10-1057, CB10-1064, CB10-0907, CB10-0972, CB10-1063, CB10-1086, and CB10-1039 be placed upon final consideration and do pass en bloc carried by the following vote:

Passed

For: Boigon, Brown, Hancock, Johnson, Lehmann, Linkhart, Lopez, Montero, Nevitt, Robb, Sandoval (11)

Against: (None) (0)

Absent: Faatz, Madison (2)

Abstain: (None) (0)

CB10-1057 A bill for an ordinance approving a proposed Sixth Amendatory Agreement between the City and County of Denver and the State of Colorado, Judicial Department, to support probation officers to manage misdemeanor cases in Drug Court and provide juvenile mental health and gang prevention services.

A motion offered by Councilmember Sandoval, duly seconded by Councilmember López, that CB10-1079, CB10-1065, CB10-1077, CB10-1078, CB10-1084, CB10-0932, CB10-0988, CB10-1057, CB10-1064, CB10-0907, CB10-0972, CB10-1063, CB10-1086, and CB10-1039 be placed upon final consideration and do pass en bloc carried by the following vote:

Passed

For: Boigon, Brown, Hancock, Johnson, Lehmann, Linkhart, Lopez, Montero, Nevitt, Robb, Sandoval (11)

Against: (None) (0)

Absent: Faatz, Madison (2)

Abstain: (None) (0)

CB10-1064 A bill for an ordinance approving and providing for the execution of a proposed grant agreement between the City and County of Denver and the United States of America concerning the "Community-Defined Solutions to Violence Against Women" program and the funding therefor.

A motion offered by Councilmember Sandoval, duly seconded by Councilmember López, that CB10-1079, CB10-1065, CB10-1077, CB10-1078, CB10-1084, CB10-0932, CB10-0988, CB10-1057, CB10-1064, CB10-0907, CB10-0972, CB10-1063, CB10-1086, and CB10-1039 be placed upon final consideration and do pass en bloc carried by the following vote:

Passed

For: Boigon, Brown, Hancock, Johnson, Lehmann, Linkhart, Lopez, Montero, Nevitt, Robb, Sandoval (11)

Against: (None) (0)

Absent: Faatz, Madison (2)

Abstain: (None) (0)

Land Use, Transportation & Infrastructure

These items be placed upon final consideration and do pass en bloc.

Passed

For: Boigon, Brown, Hancock, Johnson, Lehmann, Linkhart, Lopez, Montero, Nevitt, Robb, Sandoval (11)

Against: (None) (0)

Absent: Faatz, Madison (2)

Abstain: (None) (0)

CB10-0907 A bill for an ordinance relating to Chapter 54 (Traffic Regulations), Denver Revised Municipal Code, to amend Section 54-511(a) to eliminate certain constraints on parking restrictions at metered parking.

A motion offered by Councilmember Sandoval, duly seconded by Councilmember López, that CB10-1079, CB10-1065, CB10-1077, CB10-1078, CB10-1084, CB10-0932, CB10-0988, CB10-1057, CB10-1064, CB10-0907, CB10-0972, CB10-1063, CB10-1086, and CB10-1039 be placed upon final consideration and do pass en bloc carried by the following vote:

Passed

For: Boigon, Brown, Hancock, Johnson, Lehmann, Linkhart, Lopez, Montero, Nevitt, Robb, Sandoval (11)

Against: (None) (0)

Absent: Faatz, Madison (2)

Abstain: (None) (0)

CB10-0972 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 including all improvements, fixtures, licenses, permits, access points and any other rights and interests related or appurtenant to properties so designated.

A motion offered by Councilmember Sandoval, duly seconded by Councilmember López, that CB10-1079, CB10-1065, CB10-1077, CB10-1078, CB10-1084, CB10-0932, CB10-0988, CB10-1057, CB10-1064, CB10-0907, CB10-0972, CB10-1063, CB10-1086, and CB10-1039 be placed upon final consideration and do pass en bloc carried by the following vote:

Passed

For: Boigon, Brown, Hancock, Johnson, Lehmann, Linkhart, Lopez, Montero, Nevitt, Robb, Sandoval (11)

Against: (None) (0)

Absent: Faatz, Madison (2)

Abstain: (None) (0)

CB10-1063 A bill for an ordinance approving an agreement between B T Construction, Inc. and the City & County of Denver for the 2010 General Storm Drainage Project, Phase I.

A motion offered by Councilmember Sandoval, duly seconded by Councilmember López, that CB10-1079, CB10-1065, CB10-1077, CB10-1078, CB10-1084, CB10-0932, CB10-0988, CB10-1057, CB10-1064, CB10-0907, CB10-0972, CB10-1063, CB10-1086, and CB10-1039 be placed upon final consideration and do pass en bloc carried by the following vote:

Passed

For: Boigon, Brown, Hancock, Johnson, Lehmann, Linkhart, Lopez, Montero, Nevitt, Robb, Sandoval (11)

Against: (None) (0)

Absent: Faatz, Madison (2)

Abstain: (None) (0)

CB10-1086 A bill for an ordinance relating to Ordinance 333, Series of 2010, amending section 4 thereof by extending the zoning administrator's authority to approve administrative alternatives to the zoning code.

A motion offered by Councilmember Sandoval, duly seconded by Councilmember López, that CB10-1079, CB10-1065, CB10-1077, CB10-1078, CB10-1084, CB10-0932, CB10-0988, CB10-1057, CB10-1064, CB10-0907, CB10-0972, CB10-1063, CB10-1086, and CB10-1039 be placed upon final consideration and do pass en bloc carried by the following vote:

Passed

For: Boigon, Brown, Hancock, Johnson, Lehmann, Linkhart, Lopez, Montero, Nevitt, Robb, Sandoval (11)

Against: (None) (0)

Absent: Faatz, Madison (2)

Abstain: (None) (0)

Special Issues

CB10-1039 A bill for an ordinance amending Article II of Chapter 37, D.R.M.C. to add the unlicensed operation of a medical marijuana dispensary as a class one public nuisance offense.

A motion offered by Councilmember Sandoval, duly seconded by Councilmember López, that CB10-1079, CB10-1065, CB10-1077, CB10-1078, CB10-1084, CB10-0932, CB10-0988, CB10-1057, CB10-1064, CB10-0907, CB10-0972, CB10-1063, CB10-1086, and CB10-1039 be placed upon final consideration and do pass en bloc carried by the following vote:

Passed

For: Boigon, Brown, Hancock, Johnson, Lehmann, Linkhart, Lopez, Montero, Nevitt, Robb, Sandoval (11)

Against: (None) (0)

Absent: Faatz, Madison (2)

Abstain: (None) (0)

Adjourn

There being no further business before the City Council, Council President Nevitt adjourned the meeting at 7:13 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