

City Council Minutes

Meeting Date: Monday, April 30, 2012 5:30 PM

Pledge of Allegiance

Councilmember López led the Pledge of Allegiance.

Roll Call

Present: Brooks, Brown, Faatz, Herndon, Kniech, Lehmann, Lopez, Montero,
Nevitt, Ortega, Robb, Shepherd, Susman

Absent: None

Approval of Minutes of Monday, April 23, 2012

The minutes of meeting date, Monday, April 23, 2012, were distributed to Council. Council President Nevitt ordered the minutes approved.

Council Announcements

Councilmembers Lehmann, Brooks, Montero, Herndon, and López offered announcements.

Presentations

Communications

Proclamations

CP12-0326 A proclamation recognizing the Denver Gay Men's Chorus. Kniech, Shepherd, Montero, López, Faatz, Ortega, Lehmann, Robb, Brooks, Susman, Herndon, and Brown.

A motion offered by Councilmember Kniech, duly seconded by Councilmember Shepherd, that CP12-0326 be adopted, carried by the following vote:

Passed

For: Brooks, Brown, Faatz, Herndon, Kniech, Lehmann, Lopez, Montero, Nevitt, Ortega, Robb, Shepherd, Susman (13)

Against: (None) (0)

Absent: (None) (0)

Abstain: (None) (0)

CP12-0340 A proclamation in support of the Nomination of Civic Center as a National Historic Landmark.

Sponsored by Councilmembers Lehmann, Shepherd, Brooks, Brown, Susman, and Herndon.

A motion offered by Councilmember Lehmann, duly seconded by Councilmember Brooks, that CP12-0340 be adopted, carried by the following vote:

Passed

For: Brooks, Brown, Faatz, Herndon, Kniech, Lehmann, Lopez, Montero, Nevitt, Ortega, Robb, Shepherd, Susman (13)

Against: (None) (0)

Absent: (None) (0)

Abstain: (None) (0)

Resolutions

The Council Secretary read the following resolution by title.

Land Use, Transportation & Infrastructure

CR12-0317 A resolution granting a revocable permit to BNSF Railway Company, to encroach with various items into the right-of-way at 44th Avenue, east of Sherman Street. (LAND USE, TRANSPORTATION & INFRASTRUCTURE)

A motion offered by Councilmember López, duly seconded by Councilmember Kniech, that CR12-0317 be adopted, carried by the following vote:

Passed

For: Brooks, Brown, Faatz, Herndon, Kniech, Lehmann, Lopez, Montero, Nevitt, Ortega, Robb, Shepherd, Susman (13)

Against: (None) (0)

Absent: (None) (0)

Abstain: (None) (0)

Bills for Introduction

The Council Secretary read the following bills by titles. Council President Nevitt announced that all other bills on introduction except for CB12-0241 are ordered published.

Business, Workforce & Sustainability

CB12-0294 A bill for an ordinance approving a proposed First Amendment to Agreement between the City and County of Denver and Qwest

Communications Company LLC, now known as Century Link, related to on-call technology systems support services at Denver International Airport. (BUSINESS, WORKFORCE & SUSTAINABILITY)

A motion offered by Councilmember Nevitt, duly seconded by Councilmember López, that CB12-0294, CB12-0295, CB12-0258, CB12-0292, CB12-0302, CB12-0022, CB12-0180, CB12-0199, CB12-0261, CB12-0264, CB12-0296, and CB12-0297 be ordered published en bloc, carried by the following vote:

Passed
For: Brooks, Brown, Faatz, Herndon, Kniech, Lehmann, Lopez, Montero, Nevitt, Ortega, Robb, Shepherd, Susman (13)
Against: (None) (0)
Absent: (None) (0)
Abstain: (None) (0)

CB12-0295 A bill for an ordinance approving a proposed First Amendatory Agreement between the City and County of Denver and Woolpert, Inc., concerning professional planning services at Denver International Airport. (BUSINESS, WORKFORCE & SUSTAINABILITY)

A motion offered by Councilmember Nevitt, duly seconded by Councilmember López, that CB12-0294, CB12-0295, CB12-0258, CB12-0292, CB12-0302, CB12-0022, CB12-0180, CB12-0199, CB12-0261, CB12-0264, CB12-0296, and CB12-0297 be ordered published en bloc, carried by the following vote:

Passed
For: Brooks, Brown, Faatz, Herndon, Kniech, Lehmann, Lopez, Montero, Nevitt, Ortega, Robb, Shepherd, Susman (13)
Against: (None) (0)
Absent: (None) (0)
Abstain: (None) (0)

Government & Finance

CB12-0258 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. (GOVERNMENT & FINANCE)

A motion offered by Councilmember Nevitt, duly seconded by Councilmember López, that CB12-0294, CB12-0295, CB12-0258, CB12-0292, CB12-0302, CB12-0022, CB12-0180, CB12-0199, CB12-0261, CB12-0264, CB12-0296, and CB12-0297 be ordered published en bloc, carried by the following vote:

Passed
For: Brooks, Brown, Faatz, Herndon, Kniech, Lehmann, Lopez, Montero, Nevitt, Ortega, Robb, Shepherd, Susman (13)

Against: (None) (0)
Absent: (None) (0)
Abstain: (None) (0)

CB12-0292 A bill for an ordinance approving a proposed Master Purchase Order between the City and County of Denver and Wagner Equipment Co., for the delivery of stock parts for the City's Caterpillar™ Heavy Equipment. (GOVERNMENT & FINANCE)

A motion offered by Councilmember Nevitt, duly seconded by Councilmember López, that CB12-0294, CB12-0295, CB12-0258, CB12-0292, CB12-0302, CB12-0022, CB12-0180, CB12-0199, CB12-0261, CB12-0264, CB12-0296, and CB12-0297 be ordered published en bloc, carried by the following vote:

Passed

For: Brooks, Brown, Faatz, Herndon, Kniech, Lehmann, Lopez, Montero, Nevitt, Ortega, Robb, Shepherd, Susman (13)

Against: (None) (0)
Absent: (None) (0)
Abstain: (None) (0)

CB12-0302 A bill for an ordinance making rescissions and transfer appropriations in the General Fund, authorizing expenditures and transfers in the General Government Special Revenue Fund, and making appropriations in the Capital Improvements and Capital Maintenance Fund. (GOVERNMENT & FINANCE)

A motion offered by Councilmember Nevitt, duly seconded by Councilmember López, that CB12-0294, CB12-0295, CB12-0258, CB12-0292, CB12-0302, CB12-0022, CB12-0180, CB12-0199, CB12-0261, CB12-0264, CB12-0296, and CB12-0297 be ordered published en bloc, carried by the following vote:

Passed

For: Brooks, Brown, Faatz, Herndon, Kniech, Lehmann, Lopez, Montero, Nevitt, Ortega, Robb, Shepherd, Susman (13)

Against: (None) (0)
Absent: (None) (0)
Abstain: (None) (0)

Health, Safety, Education & Services

CB12-0022 A bill for an ordinance approving an access agreement with Altus Consulting, LLC, a consultant for the Colorado Division of Oil and Public Safety, under which State's consultant will have the right to access City-owned property at 2013 South Osage Street to conduct remediation activities. (HEALTH, SAFETY, EDUCATION & SERVICES)

A motion offered by Councilmember Nevitt, duly seconded by Councilmember López, that CB12-0294, CB12-0295, CB12-0258, CB12-0292, CB12-0302, CB12-0022, CB12-0180, CB12-0199, CB12-0261, CB12-0264, CB12-0296, and CB12-0297 be ordered published en bloc, carried by the following vote:

Passed

For: Brooks, Brown, Faatz, Herndon, Kniech, Lehmann, Lopez, Montero, Nevitt, Ortega, Robb, Shepherd, Susman (13)

Against: (None) (0)

Absent: (None) (0)

Abstain: (None) (0)

CB12-0180 A bill for an ordinance approving a proposed Amendatory Agreement between the City and County of Denver and Denver Rescue Mission to modify the scope of work to be performed. (HEALTH, SAFETY, EDUCATION & SERVICES)

A motion offered by Councilmember Nevitt, duly seconded by Councilmember López, that CB12-0294, CB12-0295, CB12-0258, CB12-0292, CB12-0302, CB12-0022, CB12-0180, CB12-0199, CB12-0261, CB12-0264, CB12-0296, and CB12-0297 be ordered published en bloc, carried by the following vote:

Passed

For: Brooks, Brown, Faatz, Herndon, Kniech, Lehmann, Lopez, Montero, Nevitt, Ortega, Robb, Shepherd, Susman (13)

Against: (None) (0)

Absent: (None) (0)

Abstain: (None) (0)

CB12-0199 A bill for an ordinance approving an Agreement with the Colorado Nonprofit Development Center to act as the fiscal agent for the Ryan White Care Act Part A funding. (HEALTH, SAFETY, EDUCATION & SERVICES)

A motion offered by Councilmember Nevitt, duly seconded by Councilmember López, that CB12-0294, CB12-0295, CB12-0258, CB12-0292, CB12-0302, CB12-0022, CB12-0180, CB12-0199, CB12-0261, CB12-0264, CB12-0296, and CB12-0297 be ordered published en bloc, carried by the following vote:

Passed

For: Brooks, Brown, Faatz, Herndon, Kniech, Lehmann, Lopez, Montero, Nevitt, Ortega, Robb, Shepherd, Susman (13)

Against: (None) (0)

Absent: (None) (0)

Abstain: (None) (0)

Land Use, Transportation & Infrastructure

CB12-0241 A bill for an ordinance prohibiting unauthorized camping on public or private property. (LAND USE, TRANSPORTATION & INFRASTRUCTURE)

CB12-0261 A bill for an ordinance changing the zoning classification for 3901 Fox Street and 3965 Fox Street. (LAND USE, TRANSPORTATION & INFRASTRUCTURE)

A motion offered by Councilmember Nevitt, duly seconded by Councilmember López, that CB12-0294, CB12-0295, CB12-0258, CB12-0292, CB12-0302, CB12-0022, CB12-0180, CB12-0199, CB12-0261, CB12-0264, CB12-0296, and CB12-0297 be ordered published en bloc, carried by the following vote:

Passed
For: Brooks, Brown, Faatz, Herndon, Kniech, Lehmann, Lopez, Montero, Nevitt, Ortega, Robb, Shepherd, Susman (13)
Against: (None) (0)
Absent: (None) (0)
Abstain: (None) (0)

CB12-0264 A bill for an ordinance changing the zoning classification for 1804 South Pearl Street. (LAND USE, TRANSPORTATION & INFRASTRUCTURE)

A motion offered by Councilmember Nevitt, duly seconded by Councilmember López, that CB12-0294, CB12-0295, CB12-0258, CB12-0292, CB12-0302, CB12-0022, CB12-0180, CB12-0199, CB12-0261, CB12-0264, CB12-0296, and CB12-0297 be ordered published en bloc, carried by the following vote:

Passed
For: Brooks, Brown, Faatz, Herndon, Kniech, Lehmann, Lopez, Montero, Nevitt, Ortega, Robb, Shepherd, Susman (13)
Against: (None) (0)
Absent: (None) (0)
Abstain: (None) (0)

CB12-0296 A bill for an ordinance vacating a portion of right-of-way at the corner of 32nd Avenue and a cross alley near Tejon Street, with reservations. (LAND USE, TRANSPORTATION & INFRASTRUCTURE)

A motion offered by Councilmember Nevitt, duly seconded by Councilmember López, that CB12-0294, CB12-0295, CB12-0258, CB12-0292, CB12-0302, CB12-0022, CB12-0180, CB12-0199, CB12-0261, CB12-0264, CB12-0296, and CB12-0297 be ordered published en bloc, carried by the following vote:

Passed

For: Brooks, Brown, Faatz, Herndon, Kniech, Lehmann, Lopez, Montero, Nevitt, Ortega, Robb, Shepherd, Susman (13)
Against: (None) (0)
Absent: (None) (0)
Abstain: (None) (0)

CB12-0297 A bill for an ordinance approving a proposed Agreement between the City and County of Denver and AECOM Technical Services, Inc., to procure a study of the validity and appropriateness of a new type of regional trip-based model through the East Colfax corridor. (LAND USE, TRANSPORTATION & INFRASTRUCTURE)

A motion offered by Councilmember Nevitt, duly seconded by Councilmember López, that CB12-0294, CB12-0295, CB12-0258, CB12-0292, CB12-0302, CB12-0022, CB12-0180, CB12-0199, CB12-0261, CB12-0264, CB12-0296, and CB12-0297 be ordered published en bloc, carried by the following vote:

Passed

For: Brooks, Brown, Faatz, Herndon, Kniech, Lehmann, Lopez, Montero, Nevitt, Ortega, Robb, Shepherd, Susman (13)
Against: (None) (0)
Absent: (None) (0)
Abstain: (None) (0)

Recap of Bills to be Called Out

Pre-Recess Announcement

Council President Nevitt announced that tonight there will be a public hearing on CB12-0194 changing the zoning classification for 3198 Blake Street and CB12-0201 changing the zoning classification of 2765 South Federal Boulevard. Also, tonight there will be a two-hour courtesy public hearing on CB12-0241 prohibiting unauthorized camping in the City of Denver.

Tonight there will be a public hearing on CB12-0194 changing the zoning classification for 3198 Blake Street and CB12-0201 changing the zoning classification of 2765 South Federal Boulevard. 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.

Also, tonight there will be a two-hour courtesy public hearing on CB12-0241 prohibiting unauthorized camping in the City of Denver. If you haven't done so already, anyone wishing to speak on this matter must see Council Staff in the hallway outside of the Council Chambers to receive a speaker card to fill out and return during the recess of Council.

Recess

Council took a recess.

Council Reconvenes and Resumes its Regular Session

Bills for Final Consideration - Public Hearings

CB12-0194 A bill for an ordinance changing the zoning classification for 3198 Blake Street. (LAND USE, TRANSPORTATION & INFRASTRUCTURE) Changes the zoning from C-MU-10 with waivers (commercial mixed-use, lower density, from Former Chapter 59) to C-MX-5 (urban center context, mixed-use, 1-5 stories) to allow for redevelopment more consistent with the neighborhood context for property at 3198 Blake in Council District 9.A PUBLIC HEARING WILL BE HELD AT LEAST FOUR WEEKS AFTER PUBLICATION.The Committee approved filing this bill at its meeting on 3-13-12. LAND USE, TRANSPORTATION & INFRASTRUCTURE

A motion offered by Councilmember López, duly seconded by Councilmember Lehmann, that CB12-0194 be placed upon final consideration and do pass, carried by the following vote:

Passed

For: Brooks, Brown, Faatz, Herndon, Kniech, Lehmann, Lopez, Montero, Nevitt, Ortega, Robb, Shepherd, Susman (13)

Against: (None) (0)

Absent: (None) (0)

Abstain: (None) (0)

Council sat as a Committee of the Whole commencing at 7:27 PM, Council President Nevitt presiding, to hear speakers either for or against CB12-0194. Bob Gollick and Seku signed up to address the bill. Kyle Dalton of Community Planning and Development delivered the Staff Report with an overview and recommendation for approval.

CB12-0201 A bill for an ordinance changing the zoning classification of 2765 South Federal Boulevard to a Planned Unit Development District. (LAND USE, TRANSPORTATION & INFRASTRUCTURE) Amends the existing PUD to allow an increase in the number of community corrections beds from 90 to 105 at the facility at 2765 S. Federal in Council District 2.A PUBLIC HEARING WILL BE HELD AT LEAST FOUR WEEKS AFTER PUBLICATION.The Committee approved filing this bill at its meeting on 3-20-12. LAND USE, TRANSPORTATION & INFRASTRUCTURE

A motion offered by Councilmember López, duly seconded by Councilmember

Shepherd, that CB12-0201 be placed upon final consideration and do pass, carried by the following vote:

Passed
For: Brooks, Brown, Faatz, Herndon, Kniech, Lehmann, Lopez, Montero, Nevitt, Ortega, Robb, Shepherd, Susman (13)
Against: (None) (0)
Absent: (None) (0)
Abstain: (None) (0)

Council sat as a Committee of the Whole commencing at 7:44 PM, Council President Nevitt presiding, to hear speakers either for or against CB12-0201. Joe Starman, Mannie Rodriguez, and Seku signed up to address the bill. Theresa Lucero of Community Planning and Development delivered the Staff Report with an overview and recommendation for approval.

**CB12-0241 A bill for an ordinance prohibiting unauthorized camping on public or private property. (LAND USE, TRANSPORTATION & INFRASTRUCTURE)
Approves a prohibition on unauthorized camping on public and private property and establishes general officer protocol, including determination if any medical or human services assistance is needed and seeking such assistance, prior to any citation or arrest. The Committee approved filing this bill at its meeting on 4-24-12. LAND USE, TRANSPORTATION & INFRASTRUCTURE**

A motion offered by Councilmember Ortega, duly seconded by Councilmember Shepherd, that CB12-0241 be amended in the following particulars: on page 3, line 12, insert the following language: “(e) On or after June 1, 2013, this ordinance shall not be enforced at any time when: (1) There are fewer than 1,100 beds in shelters for the homeless that are permitted under the zoning code in the entire city as certified by the zoning administrator, not including any temporary or emergency shelter beds; or there are fewer than 250 such permitted shelter beds available for use by women; or there are fewer than 50 such permitted shelter beds available for use by persons under the age of 18 years; or (2) There are fewer than 1,100 beds in shelters for the homeless that are actually operating in the entire city as certified by the manager of the Department of Human Services, not including any temporary or emergency shelter beds; or there are fewer than 250 such operating shelter beds available for use by women; or there are fewer than 50 such operating shelter beds available for use by persons under the age of 18 years; or there does not exist within the city a facility that is open twenty-four hours per day, in which a person without a home may find rest, respite and resources, which motion to amend failed to carry by the following vote:

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

A motion offered by Councilmember López, duly seconded by Councilmember Shepherd, to call the question, carried by the following vote:

Passed

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

A motion offered by Councilmember Kniech, duly seconded by Councilmember Shepherd, that CB12-0241 be amended in the following particulars: on page 3, line 12 insert the following language: “(e) On or before June 1, 2013 and on or before June 1 of each subsequent year, the manager of the Denver Department of Human Services or the manager’s designee shall submit a written report to the City Council concerning the implementation and enforcement of this section 38-86.2, including but not limited to the following information for the preceding twelve-month period: (1) The total number of contacts made by human service outreach workers or homeless outreach officers with persons suspected of unauthorized camping on public or private property in violation of this ordinance, with separate subtotals provided for contacts made within the Downtown Denver Business Improvement District as defined by section 38-86.1 (b)(1) and for the remainder of the city, and any available demographic statistics related to the persons contacted, including gender, age, and the number of minors contacted. (2) Total number of citations or arrests for a violation of this section, with separate subtotals provided for citations or arrests occurring within the Downtown Denver Business Improvement District as defined by section 38-86.1 (b)(1) and for the remainder of the city, and any available demographic statistics related to the persons contacted, including gender, age, and the number of minors contacted. (3) Statistics concerning the total number of beds in any shelter for the homeless as defined by and permitted under the zoning code, including any permanent, temporary or emergency beds that are permitted under the code; the locations of any such shelters; and the time periods during the preceding year in which any such shelter beds were actually open and available for use. (4) Estimated costs incurred by the Department of Human Services, the Denver Police Department, and any other affected city department or agency associated with the enforcement of this ordinance. (5) A summary of coroners reports concerning any death of a homeless person in which exposure to the elements was identified as the cause of or a contributing factor to the death, which motion to amend failed to carry by the following vote:

Failed

For: Kniech, Lopez, Montero, Ortega, Robb, Shepherd (6)
Against: Brooks, Brown, Faatz, Herndon, Lehmann, Nevitt, Susman (7)
Absent: (None) (0)
Abstain: (None) (0)

A motion offered by Councilmember Shepherd, duly seconded by Councilmember López, that CB12-0241 be amended in the following particulars: **on page 2, lines 11 through 16, strike the words**, “The officer attempts to ascertain whether the person is in need of medical or human services assistance, including but not limited to mental health treatment, drug or alcohol rehabilitation, or homeless services assistance. If the officer determines that the person may be in need of medical or human services assistance, the officer shall make reasonable efforts to contact and obtain the assistance of a designated human service outreach

worker, who in turn” **and substitute the words:** “If the person indicates he or she lacks a permanent home, the officer shall contact and obtain the assistance of a human services outreach worker who”. **On lines 19-20, strike the words:** “the officer is unable to obtain the assistance of a human services outreach worker, if”, which motion to amend failed to carry by the following vote:

Failed

For: Kniech, Lopez, Montero, Ortega, Shepherd (5)

Against: Brooks, Brown, Faatz, Herndon, Lehmann, Nevitt, Robb, Susman (8)

Absent: (None) (0)

Abstain: (None) (0)

A motion offered by Councilmember López, duly seconded by Councilmember Herndon, that CB12-0241 be ordered published, carried by the following vote:

Passed

For: Brooks, Brown, Faatz, Herndon, Lehmann, Montero, Nevitt, Robb, Susman (9)

Against: Kniech, Lopez, Ortega, Shepherd (4)

Absent: (None) (0)

Abstain: (None) (0)

A motion offered by Councilmember Brooks, duly seconded by Councilmember Herndon, that final consideration of CB12-0241 be postponed to Monday, May 14, 2012, carried by the following vote:

Passed

For: Brooks, Faatz, Herndon, Lehmann, Montero, Nevitt, Robb, Susman (8)

Against: Brown, Kniech, Lopez, Ortega, Shepherd (5)

Absent: (None) (0)

Abstain: (None) (0)

Council sat as a Committee of the Whole commencing at 8:09 PM, Council President Nevitt presiding, to hear speakers either for or against CB12-0241. Randle Loeb, Tim Drago, John Parvensky, Tami Door, Jennifer M. Perlman, Lindy Eichenbaum-Lent, Ben Meyer, Richard Scharf, Matt Wright, Cole Finegan, Raven Running Water Owl, Wendy Klein, David Blank, Marcel Pitton, Jason Ball, Briana Borin, Dwayne Hudson, Jerry Glick, PJ D'Amico, David Tryba, Diedre Virsluis, Howard Boigon, Rachel Pater, Greg Leonard, Rain, Chris Castilian, Magalie Lerman, Laurie Helmick, Stefan Stein, Bill Chrisner, Jaime Lewis, Lee Spampinato, Chondra Prien, Josh Davies, Queen Jackson, Senator Irene Aguilar, Ruth Falkenberg, Lisa Edelen, Turner Field, Stephanie Hoing, John Desmond, Pam Crossland, Judy Proctor, Monae Gooden, John Elliott, Alexandria St. Cyr, Seku, Antony Hebblethwaite, Mary Drake, Rabbi Joel Schwartzman, Billie Bramhall, Robert James, Terrell Curtis, Bwiccitt Henson, Brian Augustine, Charles Nichols, Moe Keller, Mike McManus, Nita Bradford, Kirkland James, Callie Bohlen, Richard Renor, Chad Kautzer, Steven Bailey, Kelsey Ann, Paul Keen, Gary Bregar, Lupe Herrera, Tenner Spendley, Stephan Wilson, Revolution Damascus Occupy, Marcus Hyde, Tim

Correice, Bridget Kaminetsky, Laural Radmore, Lynnette Swafford, Meagan A. Morris, Stephanie Bell, Sean Sanford, Roxanna Rishling, Robert Chase, William A. Chengelis, Karl Jaekel, Shawn Hendrickson, Latonya Johnson, Theresa Miller, Sylvia Butler, John M. Kottenstotte, Arthur W. Powers, Lisa Wheeler, David Warren, Taimya Cangelosi, Dennis Kruger, Caroline Schomp Chun, Martin Wirth, Gerald Quick, Cary Maldonado, Pamela Vanderpool, Julie Farrar, Joyce Almo, Denise Maes, and Shaniquia Taylor signed up to address the bills. Those who got to speak during the two-hour courtesy public hearing included those starting with Randle Loeb and ending with Pam Crossland. David Broadwell of the City Attorney's Office delivered the Staff Report with an overview and recommendation for approval.

Bills for Final Consideration

Business, Workforce & Sustainability

CB12-0269 A bill for an Ordinance approving a proposed User Agreement between the City and County of Denver and Denver Cutthroats LLC. (BUSINESS, WORKFORCE & SUSTAINABILITY)

A motion offered by Councilmember López, duly seconded by Councilmember Shepherd, that CB12-0269, CB12-0271, CB12-0272, CB12-0273, CB12-0274, CB12-0275, CB12-0276, CB12-0277, CB12-0278, CB12-0279, CB12-0267, CB12-0280, CB12-0226, CB12-0259, and CB12-0283 be placed upon final consideration and do pass en bloc, carried by the following vote:

Passed

For: Brooks, Brown, Faatz, Herndon, Kniech, Lehmann, Lopez, Montero, Nevitt, Ortega, Robb, Shepherd, Susman (13)

Against: (None) (0)

Absent: (None) (0)

Abstain: (None) (0)

CB12-0271 A bill for an ordinance approving a proposed Second Amendment to Cargo Facilities Lease Agreement between the City and County of Denver and Air General, Inc. concerning the operation of a Cargo Facility at Denver International Airport. (BUSINESS, WORKFORCE & SUSTAINABILITY)

A motion offered by Councilmember López, duly seconded by Councilmember Shepherd, that CB12-0269, CB12-0271, CB12-0272, CB12-0273, CB12-0274, CB12-0275, CB12-0276, CB12-0277, CB12-0278, CB12-0279, CB12-0267, CB12-0280, CB12-0226, CB12-0259, and CB12-0283 be placed upon final consideration and do pass en bloc, carried by the following vote:

Passed

For: Brooks, Brown, Faatz, Herndon, Kniech, Lehmann, Lopez, Montero, Nevitt, Ortega, Robb, Shepherd, Susman (13)

Against: (None) (0)
Absent: (None) (0)
Abstain: (None) (0)

CB12-0272 A bill for an ordinance approving a proposed Purchase Order between the City and County of Denver and Pierce Manufacturing Inc. concerning the purchase of three Fire Fighting F550 Patrol Units for Denver International Airport. (BUSINESS, WORKFORCE & SUSTAINABILTIY)

A motion offered by Councilmember López, duly seconded by Councilmember Shepherd, that CB12-0269, CB12-0271, CB12-0272, CB12-0273, CB12-0274, CB12-0275, CB12-0276, CB12-0277, CB12-0278, CB12-0279, CB12-0267, CB12-0280, CB12-0226, CB12-0259, and CB12-0283 be placed upon final consideration and do pass en bloc, carried by the following vote:

Passed

For: Brooks, Brown, Faatz, Herndon, Kniech, Lehmann, Lopez, Montero, Nevitt, Ortega, Robb, Shepherd, Susman (13)

Against: (None) (0)

Absent: (None) (0)

Abstain: (None) (0)

CB12-0273 A bill for an ordinance approving a proposed Standard Consumer Service Concession Agreement between the City and County of Denver and A Massage, Inc., for the operation of a concession at Denver International Airport. (BUSINESS, WORKFORCE & SUSTAINABILITY)

A motion offered by Councilmember López, duly seconded by Councilmember Shepherd, that CB12-0269, CB12-0271, CB12-0272, CB12-0273, CB12-0274, CB12-0275, CB12-0276, CB12-0277, CB12-0278, CB12-0279, CB12-0267, CB12-0280, CB12-0226, CB12-0259, and CB12-0283 be placed upon final consideration and do pass en bloc, carried by the following vote:

Passed

For: Brooks, Brown, Faatz, Herndon, Kniech, Lehmann, Lopez, Montero, Nevitt, Ortega, Robb, Shepherd, Susman (13)

Against: (None) (0)

Absent: (None) (0)

Abstain: (None) (0)

CB12-0274 A bill for an ordinance approving a proposed Agreement between the City and County of Denver and Metrix Advisors, LLC concerning the Premium Value Concession Program at Denver International Airport. (BUSINESS, WORKFORCE & SUSTAINABILITY)

A motion offered by Councilmember López, duly seconded by Councilmember

Shepherd, that CB12-0269, CB12-0271, CB12-0272, CB12-0273, CB12-0274, CB12-0275, CB12-0276, CB12-0277, CB12-0278, CB12-0279, CB12-0267, CB12-0280, CB12-0226, CB12-0259, and CB12-0283 be placed upon final consideration and do pass en bloc, carried by the following vote:

Passed
For: Brooks, Brown, Faatz, Herndon, Kniech, Lehmann, Lopez, Montero, Nevitt, Ortega, Robb, Shepherd, Susman (13)
Against: (None) (0)
Absent: (None) (0)
Abstain: (None) (0)

CB12-0275 A bill for an ordinance approving a proposed Advertising Sales Concession License Agreement between the City and County of Denver and Clear Channel Outdoor, Inc related to an advertising program at Denver International Airport. (BUSINESS, WORKFORCE & SUSTAINABILITY)

A motion offered by Councilmember López, duly seconded by Councilmember Shepherd, that CB12-0269, CB12-0271, CB12-0272, CB12-0273, CB12-0274, CB12-0275, CB12-0276, CB12-0277, CB12-0278, CB12-0279, CB12-0267, CB12-0280, CB12-0226, CB12-0259, and CB12-0283 be placed upon final consideration and do pass en bloc, carried by the following vote:

Passed
For: Brooks, Brown, Faatz, Herndon, Kniech, Lehmann, Lopez, Montero, Nevitt, Ortega, Robb, Shepherd, Susman (13)
Against: (None) (0)
Absent: (None) (0)
Abstain: (None) (0)

CB12-0276 A bill for an ordinance approving a proposed Standard Food and Beverage Concession Agreement between the City and County of Denver and DIA Wine Bar Partnership, for the operation of a concession at Denver International Airport. (BUSINESS, WORKFORCE & SUSTAINABILITY)

A motion offered by Councilmember López, duly seconded by Councilmember Shepherd, that CB12-0269, CB12-0271, CB12-0272, CB12-0273, CB12-0274, CB12-0275, CB12-0276, CB12-0277, CB12-0278, CB12-0279, CB12-0267, CB12-0280, CB12-0226, CB12-0259, and CB12-0283 be placed upon final consideration and do pass en bloc, carried by the following vote:

Passed
For: Brooks, Brown, Faatz, Herndon, Kniech, Lehmann, Lopez, Montero, Nevitt, Ortega, Robb, Shepherd, Susman (13)
Against: (None) (0)
Absent: (None) (0)

Abstain: (None) (0)

CB12-0277 A bill for an ordinance approving a proposed Standard Food and Beverage Concession Agreement between the City and County of Denver and Mission Yogurt, Inc., for the operation of a concession at Denver International Airport. (BUSINESS, WORKFORCE & SUSTAINABILITY)

A motion offered by Councilmember López, duly seconded by Councilmember Shepherd, that CB12-0269, CB12-0271, CB12-0272, CB12-0273, CB12-0274, CB12-0275, CB12-0276, CB12-0277, CB12-0278, CB12-0279, CB12-0267, CB12-0280, CB12-0226, CB12-0259, and CB12-0283 be placed upon final consideration and do pass en bloc, carried by the following vote:

Passed

For: Brooks, Brown, Faatz, Herndon, Kniech, Lehmann, Lopez, Montero, Nevitt, Ortega, Robb, Shepherd, Susman (13)

Against: (None) (0)

Absent: (None) (0)

Abstain: (None) (0)

CB12-0278 A bill for an ordinance approving a proposed Standard Specialty Retail Concession Agreement between the City and County of Denver and Tugals, LLC, for the operation of a concession at Denver International Airport. (BUSINESS, WORKFORCE & SUSTAINABILITY)

A motion offered by Councilmember López, duly seconded by Councilmember Shepherd, that CB12-0269, CB12-0271, CB12-0272, CB12-0273, CB12-0274, CB12-0275, CB12-0276, CB12-0277, CB12-0278, CB12-0279, CB12-0267, CB12-0280, CB12-0226, CB12-0259, and CB12-0283 be placed upon final consideration and do pass en bloc, carried by the following vote:

Passed

For: Brooks, Brown, Faatz, Herndon, Kniech, Lehmann, Lopez, Montero, Nevitt, Ortega, Robb, Shepherd, Susman (13)

Against: (None) (0)

Absent: (None) (0)

Abstain: (None) (0)

CB12-0279 A bill for an ordinance approving a proposed Standard Specialty Retail Concession Agreement between the City and County of Denver and TBS AIR II, LLC, for the operation of a concession at Denver International Airport. (BUSINESS, WORKFORCE & SUSTAINABILITY)

A motion offered by Councilmember López, duly seconded by Councilmember Shepherd, that CB12-0269, CB12-0271, CB12-0272, CB12-0273, CB12-0274, CB12-0275, CB12-0276, CB12-0277, CB12-0278, CB12-0279, CB12-0267, CB12-

0280, CB12-0226, CB12-0259, and CB12-0283 be placed upon final consideration and do pass en bloc, carried by the following vote:

Passed
For: Brooks, Brown, Faatz, Herndon, Kniech, Lehmann, Lopez, Montero, Nevitt, Ortega, Robb, Shepherd, Susman (13)
Against: (None) (0)
Absent: (None) (0)
Abstain: (None) (0)

Government & Finance

CB12-0267 A bill for an ordinance approving a proposed Sixth Amendatory Agreement between the City and County of Denver and Denver 8 Television Office Of The Department Of Technology Services, and NORAC, Inc., to extend the term and modify the rent of the Agreement. (GOVERNMENT & FINANCE)

A motion offered by Councilmember López, duly seconded by Councilmember Shepherd, that CB12-0269, CB12-0271, CB12-0272, CB12-0273, CB12-0274, CB12-0275, CB12-0276, CB12-0277, CB12-0278, CB12-0279, CB12-0267, CB12-0280, CB12-0226, CB12-0259, and CB12-0283 be placed upon final consideration and do pass en bloc, carried by the following vote:

Passed
For: Brooks, Brown, Faatz, Herndon, Kniech, Lehmann, Lopez, Montero, Nevitt, Ortega, Robb, Shepherd, Susman (13)
Against: (None) (0)
Absent: (None) (0)
Abstain: (None) (0)

CB12-0280 A bill for an ordinance correcting Ordinance 140, Series 2012 concerning a proposed Purchase Order by and between the City and County of Denver and Oracle America, Inc., for PeopleSoft Enterprise maintenance and support by attaching the right Purchase Order Number EAPPS000002205. (GOVERNMENT & FINANCE)

A motion offered by Councilmember López, duly seconded by Councilmember Shepherd, that CB12-0269, CB12-0271, CB12-0272, CB12-0273, CB12-0274, CB12-0275, CB12-0276, CB12-0277, CB12-0278, CB12-0279, CB12-0267, CB12-0280, CB12-0226, CB12-0259, and CB12-0283 be placed upon final consideration and do pass en bloc, carried by the following vote:

Passed
For: Brooks, Brown, Faatz, Herndon, Kniech, Lehmann, Lopez, Montero, Nevitt, Ortega, Robb, Shepherd, Susman (13)
Against: (None) (0)

Absent: (None) (0)

Abstain: (None) (0)

CB12-0281 A bill for an ordinance concerning the sale of certain City owned property, the approval of an annually renewable Lease Purchase Agreement No. 2012C (Denver Properties) between the Denver Properties Leasing Trust 2012C, as lessor, and the City and County of Denver, as lessee, for such properties; authorizing the execution of such documents and other agreements; authorizing officials of the City and County of Denver to take all action necessary to carry out the transactions contemplated hereby; ratifying action previously taken; and other matters relating thereto. (GOVERNMENT & FINANCE)

A motion offered by Councilmember López, duly seconded by Councilmember Brooks, that CB12-0281 be placed upon final consideration and do pass, carried by the following vote:

Passed

For: Brooks, Brown, Herndon, Kniech, Lehmann, Lopez, Montero, Nevitt, Ortega, Robb, Shepherd, Susman (12)

Against: Faatz (1)

Absent: (None) (0)

Abstain: (None) (0)

Health, Safety, Education & Services

CB12-0226 A bill for an ordinance amending the Building and Fire Code of the City and County of Denver. (HEALTH SAFETY EDUCATION AND SERVICES)

A motion offered by Councilmember López, duly seconded by Councilmember Shepherd, that CB12-0269, CB12-0271, CB12-0272, CB12-0273, CB12-0274, CB12-0275, CB12-0276, CB12-0277, CB12-0278, CB12-0279, CB12-0267, CB12-0280, CB12-0226, CB12-0259, and CB12-0283 be placed upon final consideration and do pass en bloc, carried by the following vote:

Passed

For: Brooks, Brown, Faatz, Herndon, Kniech, Lehmann, Lopez, Montero, Nevitt, Ortega, Robb, Shepherd, Susman (13)

Against: (None) (0)

Absent: (None) (0)

Abstain: (None) (0)

CB12-0259 A bill for an ordinance approving a License and Agreement with the State of Colorado Department of Public Health and Environment, Air Pollution Control Division for installation of an Air Quality Monitoring Station at Fire Station # 20. (HEALTH, SAFETY, EDUCATION & SERVICES)

A motion offered by Councilmember López, duly seconded by Councilmember Shepherd, that CB12-0269, CB12-0271, CB12-0272, CB12-0273, CB12-0274, CB12-0275, CB12-0276, CB12-0277, CB12-0278, CB12-0279, CB12-0267, CB12-0280, CB12-0226, CB12-0259, and CB12-0283 be placed upon final consideration and do pass en bloc, carried by the following vote:

Passed

For: Brooks, Brown, Faatz, Herndon, Kniech, Lehmann, Lopez, Montero, Nevitt, Ortega, Robb, Shepherd, Susman (13)

Against: (None) (0)

Absent: (None) (0)

Abstain: (None) (0)

CB12-0283 A bill for an ordinance authorizing the Mayor and other proper officials of the City and County of Denver to enter into a Collective Bargaining Agreement with Denver Fire Fighters – Local 858, IAFF, AFL-CIO for the years 2013, 2014 and 2015. (HEALTH SAFETY EDUCATION AND SERVICES)

A motion offered by Councilmember López, duly seconded by Councilmember Shepherd, that CB12-0269, CB12-0271, CB12-0272, CB12-0273, CB12-0274, CB12-0275, CB12-0276, CB12-0277, CB12-0278, CB12-0279, CB12-0267, CB12-0280, CB12-0226, CB12-0259, and CB12-0283 be placed upon final consideration and do pass en bloc, carried by the following vote:

Passed

For: Brooks, Brown, Faatz, Herndon, Kniech, Lehmann, Lopez, Montero, Nevitt, Ortega, Robb, Shepherd, Susman (13)

Against: (None) (0)

Absent: (None) (0)

Abstain: (None) (0)

Special Issues: Redistricting

CB12-0286 A bill for an ordinance amending Article II of Chapter 15 of the Revised Municipal Code for purposes of approving a new redistricting plan for the eleven council districts of the City and County of Denver for the municipal election on May 7, 2015, and for any general or special council election held thereafter. (SPECIAL ISSUES: REDISTRICTING)

A motion offered by Councilmember Herndon, duly seconded by Councilmember Brown, that CB12-0286 be placed upon final consideration and do pass, carried by the following vote:

Passed

For: Brooks, Brown, Faatz, Herndon, Kniech, Lehmann, Nevitt, Robb, Susman (9)

Against: Lopez, Montero, Ortega, Shepherd (4)
Absent: (None) (0)
Abstain: (None) (0)

Announcement

Council President Nevitt announced that there will be a public hearing on CB12-0261 changing the zoning classification for 3901 Fox Street and 3965 Fox Street and on CB12-0264 changing the zoning classification for 1804 South Pearl Street on Monday, May 21, 2012. Any protests against CB12-0261 or CB12-0264 must be filed with the Council Offices no later than Monday, May 14, 2012.

Dependent upon publication on Monday May 21, 2012 Council will hold a public hearing on CB12-0261 changing the zoning classification for 3901 Fox Street and 3965 Fox Street and on CB12-0264 changing the zoning classification for 1804 South Pearl Street. Any protests against CB12-0261 or CB12-0264 must be filed with the Council Offices no later than Monday, May 14, 2012.

Adjourn

There being no further business before the City Council, Council President Nevitt adjourned the meeting at 1:38 AM.

Dependent upon publication on Monday May 21, 2012 Council will hold a public hearing on CB12-0261 changing the zoning classification for 3901 Fox Street and 3965 Fox Street and on CB12-0264 changing the zoning classification for 1804 South Pearl Street. Any protests against CB12-0261 or CB12-0264 must be filed with the Council Offices no later than Monday, May 14, 2012.

Pending

CB12-0165 A bill for an ordinance amending the Denver Zoning Code to modify the standards for attached garages. (LAND USE, TRANSPORTATION & INFRASTRUCTURE)

CB12-0249 A bill for an ordinance changing the zoning classification for 4100 Federal Boulevard. (LAND USE, TRANSPORTATION & INFRASTRUCTURE)

CB12-0265 A bill for an ordinance changing the zoning classification of 8th Avenue and Colorado Boulevard to a Planned Unit Development District. (LAND USE, TRANSPORTATION & INFRASTRUCTURE)

