

## City Council of Monday, November 24, 2014

# 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\*\*

**Live video and archives may be  
accessed at**

**<http://www.denvergov.org/citycouncil>**

### \*\*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 [lorrie.kosinski@denvergov.org](mailto:lorrie.kosinski@denvergov.org) 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

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### PUBLIC COMMENT DURING PUBLIC HEARINGS

This is the time of the meeting for the City Council to receive comments from the public regarding items up for consideration scheduled for public hearing. To speak 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, November 24, 2014 5:30 PM

### **Pledge of Allegiance**

### **Roll Call**

### **Approval of the Minutes**

### **Council Announcements**

### **Presentations**

### **Communications**

### **Proclamations**

**CP14-1035 A proclamation celebrating the 8th annual "Buy Local Week" from November 28 through December 5, as part of the ongoing "Buy Local" campaign to encourage the support of local businesses. Sponsored by Kniech, Ortega, Susman, López, Robb, Montero, Lehmann, and Brooks.**

### **Resolutions**

#### **Safety & Well-being**

**CR14-1036 A resolution authorizing and approving the expenditure and payment from the appropriation account designated "liability claims," the sum of Twenty-Five Thousand Dollars (\$25,000), payable to Regina Ann Petkus in the amount of Fourteen Thousand Six Hundred Dollars (\$14,600) and to Killmer, Lane & Newman, LLP in the amount of Ten Thousand Four Hundred Dollars (\$10,400) in full payment and satisfaction of all claims in Civil Action No. 13-cv-03220-WYD-KMT in United States District Court. Settles a claim involving the Denver Police Department. This resolution was approved for filing at the Mayor Council meeting on 11-18-14.**

### **Bills for Introduction**

#### **Business Development**

**CB14-0677 A bill for an ordinance authorizing additional expenditures in the Economic Opportunity Special Revenue Fund for the "Temporary Assistance for Needy Families (TANF) Case Management, Employment, and Training FY14-15" program.**

Authorizes the expenditure of additional funds for the operation of the Temporary Assistance for Needy Families (TANF) Case Management of the Employment and Training Program for the fiscal year from July 1, 2014 – June 30, 2015; additional funding in the amount of \$4.3 million is from the US Department of Human Services funds and \$1.2 million in 2A Funding. The Committee approved filing this bill by consent on 8-21-14.

**CB14-0959 A bill for an ordinance approving a proposed First Amendatory Agreement between the City and County of Denver and The North Highland Company for support services related to the Mayor's Peak Performance Initiative at Denver International Airport.**

Amends the contract with North Highland to reduce the contract amount by \$643,000 for a new contract total of \$856,645.79 and to reduce the contract term by 20 months for a new end date of 12-31-14 to reflect changed support functions related to Peak Performance initiatives at Denver International Airport (PLANE-201208555-00). The last regularly scheduled Council meeting within the 30-day review period is on 12-15-14. The Committee approved filing this bill on consent on 11-13-14.

**CB14-0960 A bill for an ordinance approving a proposed Purchase Order between the City and County of Denver and Pierce Manufacturing Inc. related to the purchase of a Pierce Velocity Pumper Truck for Denver International Airport.**

Approves the purchase of a fire vehicle from Pierce Manufacturing Inc. for \$689,250 for Denver International Airport Station 35 to be staffed by July 1, 2015. (PLANE-0000015987). The last regularly scheduled Council meeting within the 30-day review period is on 12-15-14. The Committee approved filing this bill on consent by 11-13-14.

**CB14-0984 A bill for an ordinance approving a proposed First Amendatory 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 an amendment to the existing ATP Oilfield Services, LLC agreement by adding \$400,000 in additional funds for a new contract total of \$1,000,000 for on-call roustabout services to maintain the airport's 76 oil and gas wells (PLANE-201208180). The last regularly scheduled Council meeting within the 30-day review period is on 12-15-14. The Committee approved filing this bill on consent by 11-13-14.

**Infrastructure & Culture**

**CB14-0806 A bill for an ordinance approving a proposed Agreement between the City and County of Denver and Xerox State & Local Solutions, Inc., for a Parking Management Information System which supports the City parking enforcement operations.**

Approves a five-year (with one two-year extension) \$50 million contract with Xerox Corporation for maintenance of the Parking Management Information System (PMIS) which supports the city parking enforcement operations (201418112). The last regularly scheduled Council meeting within the 30-day review period is on 12-15-14. The Committee approved filing this bill at its meeting on 10-8-14.

**CB14-0847 A bill for an ordinance designating certain properties as being required for public use and authorizing use and acquisition thereof by negotiation or through condemnation proceedings of fee, easement and other interests, including any rights and interests related or appurtenant to properties as needed for the Federal Boulevard Reconstruction Project between West 7th Avenue and West Holden Place.**

Grants the authority to acquire all or any portion of property interest in forty three (43) properties, including temporary and permanent easements, for the widening of Federal Boulevard from 7th Avenue to West Holden Place in Council District 9. The last regularly scheduled Council meeting within the 30-day review period is on 12-15-14. The Committee approved filing this bill at its meeting on 11-5-14.

**CB14-0883 A bill for an ordinance approving a proposed Agreement between the City and County of Denver and Jacobs Investments, LLC d/b/a Colorado Boring Co. for the Traffic Signal System Project.**

Approves a \$567,931.71 contract with Colorado Boring Co. to furnish and install system software and equipment, signal equipment, interconnect conduit, communication devices, and communication media for signal system projects and to design future signal system improvements (201417635). The last regularly scheduled Council meeting within the 30-day review period is on 12-15-14. The Committee approved filing this bill by consent on 10-23-14.

**CB14-0946 A bill for an ordinance approving a proposed Second Amendatory Agreement (Denver-RTD FasTracks East Corridor) between the City and County of Denver and the Regional Transportation District, relating to the East Corridor Rail - 33rd Street Outfall project and the funding therefor.**

Amends the East Corridor Rail Intergovernmental Agreement with the Regional Transportation District (RTD) to authorize the Manager of Public Works to pay for construction of betterments and enhancements of up to \$2 million, establishes a capital grant fund number, and appropriates \$3 million to be received from RTD towards the construction of the 33rd Street Outfall. The last regularly scheduled Council meeting within the 30-day review period is on 12-15-14. The Committee approved filing this bill by consent on 11-6-14.

**Neighborhoods & Planning**

**CB14-0971 A bill for an ordinance approving the Globeville Neighborhood Plan, which plan shall become a part of the Comprehensive Plan for the City and County of Denver pursuant to the provisions of Section 12-61 of the Denver Revised Municipal Code.**

Approves the adoption of the Globeville Neighborhood Plan as a supplement to the City's Comprehensive Plan. The Committee approved filing this bill at its meeting on 11-12-14.

**Safety & Well-being**

**CB14-0842 A bill for an ordinance approving a proposed Fourth Amendatory Agreement between the City and County of Denver and Clearesult Consulting, Incorporated f/k/a Populus, LLC to extend the term of the contract for technical advisor training and project support as part of the Denver Energy Challenge.**

Amends the contract for administration of the Federal Department of Energy grant to update the contractor name from Populus, which was bought by Clearesult Consulting, Inc., and to extend the term through 10-31-16, to continue providing technical advice regarding energy efficiency, weatherization loans, energy advisor training, data management, and other project support as part of the Denver Energy Challenge (ENVHL-201204731-03). The last regularly scheduled Council meeting within the 30-day review period is on 12-15-14. The Committee approved filing this bill by consent on 10-9-14.

**CB14-0948 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 "FY2014 Byrne Criminal Justice Innovation Program: Planning and Implementation Grant Program" and the funding therefor.**

Approves a grant agreement with the U.S. Department of Justice concerning the Fiscal Year 2014 Byrne Criminal Justice Innovation Program: Planning and Implementation Grant of \$999,982 to implement the Sun Valley Partnership Policing Project in Council District 9 (201418876-00). The last regularly scheduled Council meeting within the 30-day review period is on 12-15-14. The Committee approved filing this bill by consent on 11-13-14.

**CB14-0949 A bill for an ordinance authorizing the purchase of capital equipment from the Public Safety Special Revenue Fund.**

Purchases a \$66,929 MatchPoint Analysis Station for investigations related to the Police Department's grant-funded Safe Neighborhood initiatives (201418209-00). The last regularly scheduled Council meeting within the 30-day review period is on 12-15-14. The Committee approved filing this bill by consent on 11-13-14.

**CB14-0966 A bill for an ordinance amending Section 2-143, entitled "Governance of the office of children's affairs and program components", of Article VIII of Chapter 2 of the Revised Municipal Code to make all Head Start Policy Council member terms consist of a maximum of three (3) one-**

### **year terms.**

Amends Division 2, Sec. 20143, 4.F of the Denver Revised Municipal Code to align the terms of the Head Start Policy Council with federal Head Start Act regulations by making every position a 3-year term and deleting the staggered-terms requirement. The Committee approved filing this bill by consent on 11-13-14.

### **CB14-0980 A bill for an Ordinance approving First Amendment to Intergovernmental Agreement to provide fire protection services to Skyline Fire Protection District.**

Amends the Intergovernmental Agreement between Denver Fire Department and Skyline Fire Protection District where Skyline shall pay the equivalent of 9 mills of tax revenue collection within its district, calculated by multiplying the assessed valuation for the District in the current collection year by 9 mills, with a minimum annual guarantee of \$210,000 over a 10-year contract term (FIRESRC87006-01). The last regularly scheduled Council meeting within the 30-day review period is on 12-15-14. The Committee approved filing this bill by consent on 11-13-14.

## **Technology & Governance**

### **CB14-0868 A bill for an ordinance approving a proposed Seventh Amendatory Agreement by and between the City and County of Denver and Syscon Justice Systems, Inc., to increase compensation and extend the term of the contract.**

Adds three years, through 2017, and \$752,198 for a new total of \$3.2 million to the current contract with Syscon Justice Systems for maintenance and support for the Jail Management System software (CE76012). The last regularly scheduled Council meeting within the 30-day review period is on 12-15-14. The Committee approved filing this bill by consent on 10-23-14.

## **Health, Safety, Education & Services**

### **CB14-0474 A bill for an ordinance authorizing the issuance and sale of an amount not to exceed \$23,000,000 of City and County of Denver, Colorado Multifamily Housing Revenue Bonds (2300 Welton Project) Series 2014 for the purpose of financing the acquisition, construction and equipping of a multifamily residential rental housing development to be occupied by low and middle income persons in the City and County of Denver, Colorado and to pay certain expenses of such bond issue; approving and authorizing execution of a trust indenture, a loan agreement, a bond purchase agreement and a tax regulatory agreement with respect to the bonds; making findings and determinations with respect to the project and the bonds; authorizing the execution and delivery of related documents; and repealing all action heretofore taken in conflict herewith.**

Authorizes the issuance and sale of an amount not to exceed \$23,000,000 of City and County of Denver, Colorado Multi-family Housing Revenue Bonds (2300 Welton Project), Series 2014, for the purpose of financing the acquisition, construction, and

equipping of a multi-family residential rental housing development to be occupied by low and middle income persons in Council District 8. The last regularly scheduled Council meeting within the 30-day review period is on 12-15-14. The Committee approved filing this bill at its meeting on 6-3-14.

**CB14-0475 A bill for an ordinance approving the Fourth Amendment & Modification Agreement with Glenarm Residences, LLC to modify the loan structure and extend the maturity date of the loan.**

Amends the loan contract with Glenarm Residences, LLC to modify the structure and extend the maturity date for an affordable housing project in Council District 8 (CE63028). The last regularly scheduled Council meeting within the 30-day review period is on 12-15-14. The Committee approved filing this bill at its meeting on 6-3-14.

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

### **Pre-Recess Announcement**

**Tonight there will be a public hearing on CB14-0813, rezoning property at 2298 Clay Street. Anyone wishing to speak on this matter must see the Council Secretary to receive a speaker card to fill out and return to her during the recess of Council.**

### **Recess**

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

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

#### **Neighborhoods & Planning**

**CB14-0813 A bill for an ordinance changing the zoning classification for 2298 Clay Street.**

Rezones property at 2298 Clay Street from G-MU-3, UO-3 (General Urban, Multi Unit, 3 stories, Use Overlay) to U-MX-2x (Urban, Mixed Use, 2 stories) in Council District 1. The Committee approved filing this bill at its meeting on 10-15-14.

### **Bills for Final Consideration**

#### **Finance & Services**

**CB14-0924 A bill for an ordinance approving a Purchase and Sale Agreement between the City and County of Denver and TMC Enterprises,**

**LLC for the building located at 12025 East 45th Avenue.**

Approves a \$7.035 million contract with TMC Enterprises, LLC for land and buildings located at 12025 East 45th Avenue for development of a new 911 Communications Center in Council District 11 (FINAN-201418734-00). The last regularly scheduled Council meeting within the 30-day review period is on 12-8-14. The Committee approved filing this bill by consent on 11-6-14.

**CB14-0944 A bill for an ordinance making appropriations to pay the expenses of conducting the public business for the year 2015 and for the purposes required by the Charter and by other law.**

Establishes the 2015 Annual Budget Appropriation (Long Bill). The Committee approved filing this bill by consent on 11-6-14.

**CB14-0961 A bill for an ordinance making supplemental appropriations from the General Contingency Fund to Departments and to the Business Incentive Fund and Technology Service Capital Fund; and authorizing a supplemental appropriation and the procurement of leased golf carts from the Golf Enterprise Fund.**

Approves 2014 supplemental requests for the General Fund and Golf Enterprise Fund. The Committee approved filing this bill at its meeting on 11-4-14.

**Infrastructure & Culture**

**CB14-0925 A bill for an ordinance relinquishing the easement reserved in Ordinance No. 151, Series of 1953 at 3301 Brighton Boulevard and 3400 Arkins Court.**

Relinquishes an easement at 3301 Brighton Boulevard and 3400 Arkins Court in Council District 9. The last regularly scheduled Council meeting within the 30-day review period is on 12-8-14. The Committee approved filing this bill by consent on 11-6-14.

**CB14-0926 A bill for an ordinance relinquishing two easements in Parkfield Subdivision Filing No. 10 near the intersection of 49th Avenue and Memphis Street.**

Relinquishes an easement on Parkfield Filing No. 10, at 49th Avenue and Memphis Street in Council District 11. The last regularly scheduled Council meeting within the 30-day review period is on 12-8-14. The Committee approved filing this bill by consent on 11-6-14.

**CB14-0930 A bill for an ordinance designating certain property as "park" under section 2.4.5 of the city charter, namely Centennial Park**

Designates 5.5 acres of land as Centennial Park located at 1301 Elitch Circle in Council District 9. The Committee approved filing this bill at its meeting on 11-5-14.

**CB14-0931 A bill for an ordinance designating certain property as "park"**



**under section 2.4.5 of the city charter, namely the City of Ulaanbaatar Park.**

Designates 5.1 acres of land as City of Ulaanbaatar Park located at 500 Roslyn Street in Council District 5. The Committee approved filing this bill at its meeting on 11-5-14.

**CB14-0932 A bill for an ordinance designating certain property as "park" under section 2.4.5 of the city charter, namely Habitat Park.**

Designates 7.7 acres of land as Habitat Park located at 610 South Jason Street in Council District 7. The Committee approved filing this bill at its meeting on 11-5-14.

**CB14-0933 A bill for an ordinance designating certain property as "park" under section 2.4.5 of the city charter, namely the Highland Senior Center Park.**

Designates 0.9 acres of land as Highland Senior Center Park located at 2880 Osceola Street in Council District 1. The Committee approved filing this bill at its meeting on 11-5-14.

**CB14-0934 A bill for an ordinance designating certain property as "park" under section 2.4.5 of the city charter, namely the Montclair East Park.**

Designates 5.6 acres of land as Montclair East Park located at 729 Ulster Way in Council District 5. The Committee approved filing this bill at its meeting on 11-5-14.

**CB14-0936 A bill for an ordinance designating certain property as "park" under section 2.4.5 of the city charter, namely Prairie Park.**

Designates 6.4 acres of land as Prairie Park located at 2551 East Buchtel Boulevard in Council District 6. The Committee approved filing this bill at its meeting on 11-5-14.

**CB14-0937 A bill for an ordinance designating certain property as "park" under section 2.4.5 of the city charter which is to be incorporated into Stapleton Central Park.**

Designates 10.6 acres of land as Stapleton Central Park located at 9651 East Martin Luther King Jr. Boulevard in Council District 11. The Committee approved filing this bill at its meeting on 11-5-14.

**CB14-0942 A bill for an ordinance approving an increase to Master Purchase Order No. 0578A0110 between the City and County of Denver and Rehrig Pacific Company for Solid Waste Management program expansions in 2015.**

Increases the spending limit for the master purchase order with Rehrig Pacific Company from \$2.8 million to \$4.1 million for compost, recycling and trash carts for the Solid Waste Management program expansions in 2015 (0578A0110). The last regularly scheduled Council meeting within the 30-day review period is on 12-8-14. The Committee approved filing this bill by consent on 11-6-14.

**CB14-0956 A bill for an ordinance vacating a portion of the right-of-way airspace near the intersection of East 9th Avenue and North Colorado Boulevard, without reservations.**

Vacates the air space right-of-way for the Research Bridge at East 9th Avenue and North Colorado Boulevard, without reservations, in Council Districts 5 and 10. The last regularly scheduled Council meeting within the 30-day review period is on 12-8-14. The Committee approved filing this bill by consent on 11-6-14.

**CB14-0957 A bill for an ordinance vacating a portion of East 49th Avenue between North Airport Way and North Memphis Street, without reservations.**

Vacates a portion of East 49th Avenue between North Airport Way and North Memphis Street, without reservations. The last regularly scheduled Council meeting within the 30-day review period is on 12-8-14. The Committee approved filing this bill by consent on 11-6-14.

## **Safety & Well-being**

**CB14-0815 A bill for an ordinance approving a proposed Third Amendatory Agreement between the City and County of Denver and Ariel Clinical Services to provide Out-of-Home Placement Services for children and youth.**

Amends a contract with Ariel Clinical Services for placement and case management services to update rates for the vendor and add Health Insurance Portability Accountability Act (HIPAA) language (2012-07598-03). The last regularly scheduled Council meeting within the 30-day review period is on 12-8-14. The Committee approved filing this bill by consent on 10-2-14.

**CB14-0818 A bill for an ordinance approving a proposed Third Amendatory Agreement between the City and County of Denver and Cornell Corrections of California, Inc. to provide Out-of-Home Placement Services.**

Amends a contract with Cornell Corrections of California, Inc. for placement and case management services to update rates for the vendor and add Health Insurance Portability Accountability Act (HIPAA) language (2012-05752-03). The last regularly scheduled Council meeting within the 30-day review period is on 12-8-14. The Committee approved filing this bill by consent on 10-2-14.

**CB14-0819 A bill for an ordinance approving a proposed Third Amendatory Agreement between the City and County of Denver and El Pueblo Boys & Girls Ranch, Inc. to provide Out-Of-Home Placement Services.**

Amends a contract with El Pueblo Boys & Girls Ranch, Inc. for placement and case management services to update rates for the vendor and add Health Insurance Portability Accountability Act (HIPAA) language (2012-05738-03). The last regularly scheduled Council meeting within the 30-day review period is on 12-8-14. The Committee approved filing this bill by consent on 10-2-14.

**CB14-0890 A bill for an ordinance approving a Third Amendatory Agreement between the City and County of Denver and Integral Recoveries, Inc. for the collection of delinquent fines and fees imposed by Denver County Court and owed to the City.**

Amends the agreement with Integral Recoveries by extending the end date to 2-3-16 and adding \$820,000, for a new total of \$2.9 million for collecting delinquent fines and fees outstanding with Denver County Court (201204950-03). The last regularly scheduled Council meeting within the 30-day review period is on 12-8-14. The Committee approved filing this bill by consent on 10-30-14.

**CB14-0921 A bill for an ordinance approving a proposed Third Amendatory Agreement between the City and County of Denver and Frontier Family Services to provide Out-of-Home Placement Services for children and youth.**

Amends the contract with Frontier Family Services for placements and case management services to children in out-of-home care to update vendor rates and add Health Insurance Portability and Accountability Act (HIPAA) language with no change in the contract amount (2012-07597-03). The last regularly scheduled Council meeting within the 30-day review period is on 12-8-14. The Committee approved filing this bill by consent on 10-30-14.

## **Technology & Governance**

**CB14-0952 A bill for an ordinance amending the 1963 Retirement Plan with regard to the retirement board, death benefits, and the monthly payment of benefits.**

Amends Revised Municipal Code sections regarding the Denver Employees Retirement Plan to comply with certain IRS regulations and to update notification requirements. The Committee approved filing this bill at its meeting on 11-4-14.

**CB14-0953 A bill for an ordinance amending the 1963 Retirement Plan with regard to employer and employee contributions.**

Increases the total percentage of payroll contribution rate for the Denver Employees Retirement Plan from 18.5% to 19.5% of pay by increasing employees from 7.3% to 8% and City from 11.2% to 11.5%, beginning in 2015. The Committee approved filing this bill at its meeting on 11-4-14.

## **Adjourn**

## **Pending**

### **For 12-08-14**

**CR14-0892 A resolution to set a public hearing relating to the approval of an amendment to the 9th and Colorado Urban Redevelopment Plan including the creation of the 9th Avenue Project and the creation of the 9th**

**Avenue Tax Increment Area.**

**Required Public Hearing  
Final Consideration**

**For 12-08-14**

**CR14-0894 A resolution to set a public hearing on the service plans for the formation and establishment of three Title 32 Districts: 9th Avenue Metropolitan District No. 1, 9th Avenue Metropolitan District No. 2 and 9th Avenue Metropolitan District No. 3.**

**Required Public Hearing  
Final Consideration**

**For 12-15-14**

**The Denver Zoological Foundation's certificate of designation application for a proposed waste to energy system at the Denver Zoo.**

**Required Public Hearing  
Final Consideration**

**For 12-15-14**

**CB14-0972 A bill for an ordinance changing the zoning classification for 6200 Leetsdale Drive.**

**Required Public Hearing  
Final Consideration**

**For 2-23-15**

**CB13-0501 AS AMENDED, a bill for an ordinance to amend Chapter 48 (Solid Waste) of the Revised Municipal Code to add an Article IX (Disposable Bag Fees) and to make a corresponding amendment to Chapter 24.**

**Final Consideration**