

City Council of Monday, April 08, 2013

City and County of Denver

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



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

Room 451
City & County Building
Denver CO 80202

Phone: 720-337-2000
Email: dencc@denvergov.org

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 TTY 720-913-8484 at least 72 hours in advance.

CITY COUNCIL AGENDA

The City Council agenda and meeting schedule are made available for public review during normal business hours at Denver City Council, 1437 Bannock St., Rm. 451, on Thursday afternoons prior to the regularly scheduled meeting on Monday. The agenda packet is also posted on the City Council website. Questions on agenda items may be directed to the Denver City Council at 720-337-2000.

AUDIO/VIDEO ACCESS TO CITY COUNCIL MEETINGS

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

PUBLIC COMMENT DURING PUBLIC HEARINGS

This is the time of the meeting for the City Council to receive comments from the public regarding items up for consideration scheduled for public hearing. To speak during a public hearing, speaker cards are available during the recess of Council. Each speaker is allowed 3 minutes, unless another speaker has yielded his or her time which would result in a maximum of 6 minutes. Public hearings allow citizens the opportunity to speak in favor or against specific items. The Council President will open the public hearing to receive public comment on that specific item. Upon hearing all public comments, the Council President will close or continue the public hearing. Council may then decide to engage in discussion and/or take action on the item.

City Council Agenda and Explanatory Notes

Meeting Date: Monday, April 08, 2013 5:30 PM

Pledge of Allegiance

Roll Call

Approval of the Minutes

Council Announcements

Presentations

Communications

Proclamations

CP13-0245 A proclamation honoring the work of Habitat for Humanity of Metro Denver providing affordable homes and services to people in need. Sponsored by Councilmembers Montero, Herndon, Faatz, Brown, Susman, Kniech, López, Ortega, and Robb.

Resolutions

Business, Workforce & Sustainability

CR13-0190 A resolution approving the Mayor's appointment to the West Colfax Business Improvement District.

Approves the Mayoral appointment of Diane Didier Vollmer to the West Colfax Business Improvement District for a term effective immediately and expiring October 3, 2015. The Committee approved filing this resolution by consent on 3-28-13.

Land Use, Transportation & Infrastructure

CR13-0131 A resolution granting a revocable permit to 800 Kalamath, LLC to encroach into the right-of-way with various items at 800 Kalamath Street.

Grants a revocable permit for 800 Kalamath, LLC, to encroach into the public right-of-way with various items at 800 Kalamath in Council District 9. The Committee approved filing this ordinance by consent on 2-28-13.

CR13-0203 A resolution granting a revocable permit to Proximo Distillers, LLC to encroach into the right-of-way at 215 South Santa Fe Drive.

Grants a revocable permit to Proximo Distillers, LLC, to encroach into the public right-of-way with various items at 215 S. Santa Fe Dr. in Council District 9. The Committee approved filing this resolution by consent on 3-28-13.

Bills for Introduction

Business, Workforce & Sustainability

CB13-0192 A bill for an ordinance approving a proposed GMP Amendment to Agreement - Hotel, Public Transit Center and Jeppesen Terminal Interface South Terminal Redevelopment Program Construction Manager/General Contractor (CM/GC), between the City and County of Denver, Mortenson/Hunt/Saunders, a Joint Venture, related to the South Terminal Redevelopment Project at Denver International Airport.

Adds \$15,000,000 to the South Terminal Redevelopment Program Construction Management/General Contractor agreement and extends it 6 months. The last regularly scheduled Council meeting within the 30-day review period is on 4-29-13. The Committee approved filing this bill at its meeting on 3-27-13.

CB13-0198 A bill for an ordinance approving a proposed Power Purchase Agreement between the City and County of Denver and DENVER SOLAR IV LLC, related to an energy procurement agreement at Denver International Airport.

Approves a purchase agreement with Denver Solar IV, LLC, to purchase solar power for a term of 20 years at the greater of \$.01/kWh or 80% of the average hourly incremental cost at Denver International Airport (DIA). The last regularly scheduled Council meeting within the 30-day review period is on 4-29-13. The Committee approved filing this bill at its meeting on 4-3-13.

CB13-0199 A bill for an ordinance approving a proposed Ground Lease Agreement between the City and County of Denver and DENVER SOLAR IV LLC, for a photovoltaic power system at Denver International Airport.

Approves a ground lease with Denver Solar IV, LLC, for approximately 12 acres to locate a solar generation facility at Denver International Airport (DIA). The last regularly scheduled Council meeting within the 30-day review period is on 4-29-13. The Committee approved filing this bill at its meeting on 4-3-13.

Government & Finance

CB13-0191 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.

Amends the Career Service Classification and Pay Plan to comply with approved 2012 Pay Survey Recommendations by changing the pay grade for Paramedic Fleet Supervisor and Paramedic Operations Supervisor from 807-O to 809-O.

CB13-0221 A bill for an ordinance appointing Brian Spano to serve as a member of the Board of Ethics.

Appoints Brian Spano to one of two City Council positions on the Board of Ethics for a four-year term beginning April 20, 2013. The Committee approved filing this bill at its meeting on 4-3-13.

Health, Safety, Education & Services

CB13-0193 A bill for an Ordinance approving an Amendatory Agreement with the Colorado Nonprofit Development Center, which acts as a fiscal agent for the Ryan White Care Act Part A funding.

Approves an amendment to add \$20,000 to the Colorado Nonprofit Development Center contract to provide services related to processing reimbursement billings for the Ryan White CARE Act Part A funds to HIV/AIDS providers (201205236-01). The Committee approved filing this bill by consent on 3-28-13.

CB13-0197 A bill for an ordinance approving a proposed Revival and Second Amendatory Agreement between the City and County of Denver and The Coffee Mug, LLC, to extend the agreement and increase the total revenue.

Renews the lease with Coffee Mug through December 14, 2018, for a total revenue contract in the amount of \$120,310 for a coffee shop in the Central Library (RC81053). The last regularly scheduled Council meeting within the 30-day review period is on 4-29-13. The Committee approved filing this bill by consent on 3-28-13.

Land Use, Transportation & Infrastructure

CB13-0145 A bill for an ordinance vacating the alley at 250 S. Jackson Street, without reservations.

Vacates the alley at 250 S. Jackson St., bounded by E. Cedar, S. Jackson., E. Alameda, and S. Harrison in Council District 10. The Committee approved filing this bill by consent on 3-7-13.

CB13-0184 A bill for an ordinance approving a Temporary Construction License Agreement from the City and County of Denver to Denver Transit Constructors, LLC to accommodate Regional Transit District to construct improvements on the RTD Eagle P-3 Gold Line Project.

Grants a temporary construction license agreement to Denver Transit Constructors, LLC, for the Park Avenue Facility for certain improvements on real property as part of the Regional Transportation District's FasTracks Eagle P-3 Gold Line construction in Council District 9 (201309992). The last regularly scheduled Council meeting

within the 30-day review period is on 4-29-13. The Committee approved filing this bill by consent on 3-21-13.

CB13-0201 A bill for an ordinance approving an Easement Agreement from the City and County of Denver to the City and County of Denver acting by and through its Board of Water Commissioners for an existing water line at the Lowry Vista Fire Station site.

Approves an easement agreement with the Denver Water Board for an existing water line in a portion of the new Lowry Fire Station site in Council District 5. The last regularly scheduled Council meeting within the 30-day review period is on 4-29-30. The Committee approved filing this bill by consent on 3-28-13.

CB13-0202 A bill for an ordinance approving a proposed Agreement between the City and County of Denver and Colorado Designsapes, Inc., for improvements to Benedict Fountain Park.

Approves a contract with Colorado Designsapes for \$683,344.80 for improvements to Benedict Fountain Park, including a new playground, plaza, picnic areas, landscape and irrigation system rehabilitation, with Skyline Loan funds allocated for public improvements within St. Luke's Redevelopment Area in Council District 8 (201309469). The last regularly scheduled Council meeting within the 30-day review period is on 4-29-13. The Committee approved filing this bill by consent on 3-28-13.

Recap of Bills to be Called Out

Pre-Recess Announcement

Tonight there will be a required public hearing on CB13-0187, designating 2070 Colorado Boulevard, the Dr. Margaret Long House, as a structure for preservation. 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

Land Use, Transportation & Infrastructure

CB13-0187 A bill for an ordinance designating 2070 Colorado Boulevard, the Dr. Margaret Long House, as a structure for preservation.

Designates the 1908 Margaret Long House at 2070 Colorado Blvd. as a structure for

preservation in Council District 8. A PUBLIC HEARING WILL BE HELD AT LEAST ONE WEEK AFTER PUBLICATION. The Committee approved filing this bill at its meeting on 3-19-13.

Bills for Final Consideration

Business, Workforce & Sustainability

CB13-0175 A bill for an ordinance approving a proposed Concession Agreement between the City and County of Denver and Public Service Employees Credit Union, d/b/a Public Service Credit Union, concerning Concessionaire's branch location at Denver International Airport.

Approves a three-year \$225,000 agreement with the Public Service Credit Union to upgrade the branch location on Level 6 West of the Jeppesen Terminal at Denver International Airport as part of the concession terminal stabilization program, and to pay \$18,000 in rent annually (PLANE-201207893-00).

CB13-0176 A bill for an ordinance approving a proposed Concession Agreement between the City and County of Denver and Public Service Employees Credit Union, d/b/a Public Service Credit Union, concerning ATMs operated by Concessionaire at Denver International Airport.

Approves a three-year \$273,452 agreement with the Public Service Credit Union to upgrade at least one ATM in each of the concourses and terminal with the latest Americans with Disabilities Act (ADA) technology as part of the concession terminal stabilization program at Denver International Airport, and to pay \$400,000 in rent over the period (PLANE – 201207902-00). The last regularly scheduled Council meeting within the 30-day review period is on 4-22-13. The Committee approved filing this bill by consent on 3-21-13.

CB13-0177 A bill for an ordinance approving a proposed Contract between the City and County of Denver and Millstone Bangert, Inc. for Runway 17R-35L Complex Pavement Rehabilitation at Denver International Airport.

Approves a \$34,377,506 contract with Millstone Bangert, Inc., for the Runway 17R-35L Complex Pavement Rehabilitation Project at Denver International Airport (DIA) (201208806). The last regularly scheduled Council meeting within the 30-day review period is on 4-22-13. The Committee approved filing this bill at its meeting on 3-20-13.

CB13-0178 A bill for an ordinance approving a proposed Agreement between the City and County of Denver and Colorado Health Network, Inc. d/b/a Colorado AIDS Project, to provide funds for services to low income households affected by HIV/AIDS.

Approves a one-year \$1,462,523 Housing Opportunities for Persons with AIDS (HOPWA) grant with Colorado Health Network, Inc. (Colorado Aids Project) for services to low income households affected by HIV/AIDS. The last regularly scheduled Council meeting within the 30-day review period is on 4-22-13. The

Committee approved filing this bill by consent on 3-21-13.

Government & Finance

Health, Safety, Education & Services

CB13-0083 A bill for an ordinance approving a proposed Agreement by and between the City and County of Denver and Motorola Solutions, Inc., to provide telecommunications equipment and installation for Evergreen Fire Rescue.

Approves a contract with Motorola Solutions Inc. in the amount of \$543,742 to provide telecommunications equipment and installation for Evergreen Fire Rescue as a project in the FY10 and FY11 Urban Area Security initiative grants. The last regularly scheduled Council meeting within the 30-day review period is on 4-22-13. The Committee approved filing this bill by consent on 2-7-13.

CB13-0174 A bill for an ordinance approving a proposed Agreement between the City and County of Denver and AARP FOUNDATION to provide financial education, programs and services to underserved and low-income individuals.

Approves a contract with the American Association for Retired Persons (AARP) Foundation to authorize a License for Site Use with Denver Human Services (DHS) to help low- to moderate-income taxpayers with tax services for a fee of \$10 to ensure they receive all applicable tax credits and deductions (SOCSV-2013-10080). The last regularly scheduled Council meeting within the 30-day review period is on 4-22-13. The Committee approved filing this bill by consent on 3-21-13.

Land Use, Transportation & Infrastructure

CB13-0119 A bill for an ordinance approving an On-Call General Engineering Services Agreement between the City and County of Denver and Tsiouvaras Simmons Holderness, Inc.

Approves an on-call general engineering services agreement with Tsiouvaras Simmons Holderness not to exceed \$1,000,000 a year for three years. The last regularly scheduled Council meeting within the 30-day review period is on 4-22-13. The Committee approved filing this bill by consent on 2-21-13.

CB13-0179 A bill for an ordinance approving and providing for the execution of a proposed contract between the City and County of Denver and the Great Outdoors Colorado (GOCO), concerning the "River Vision Implementation Plan-GOCO" project and the funding therefor.

Approves a grant agreement with Great Outdoors Colorado, establishes a capital grant fund and appropriates the \$4,600,000 grant funding for development/redevelopment of Vanderbilt/Johnson-Habitat Parks, Grant Frontier/Overland Parks and portions of the South Platte Regional Trail in Council

District 7. The last regularly scheduled Council meeting within the 30-day review period is on 4-22-13. The Committee approved filing this bill by consent on 3-21-13.

CB13-0180 A bill for an ordinance approving and providing for the execution of a proposed contract between the City and County of Denver and The Greenway Foundation, concerning the "River Vision Implementation Plan-TGF" project and the funding therefor.

Approves a grant agreement with The Greenway Foundation, establishes a capital grant fund and appropriates the \$2,022,750 grant funding for design and construction of the South Platte River Vision Implementation Plan - Phase 1, including improvements to the South Platte River, Grant Frontier/Overland and Vanderbilt/Johnson-Habitat parks from West Iliff Avenue north to West Alameda Ave. in Council District 7. The last regularly scheduled Council meeting within the 30-day review period is on 4-22-13. The Committee approved filing this bill by consent on 3-21-13.

CB13-0181 A bill for an ordinance approving and providing for the execution of a proposed Intergovernmental Agreement between the City and County of Denver and the Urban Drainage and Flood Control District, concerning the "River Vision Implementation Plan-UDFCD" project and the funding therefor.

Amends the intergovernmental agreement with Urban Drainage and Flood Control District to increase funding from \$350,000 to \$1,250,000 and appropriates the grant funding for design, acquisition, and construction of drainage and flood control improvements for South Platte River Vision – Phase 1, West Harvard Avenue to West Alameda Avenue in Council District 7. The last regularly scheduled Council meeting within the 30-day review period is on 4-22-13. The Committee approved filing this bill by consent on 3-21-13.

CB13-0182 A bill for an ordinance approving a proposed Agreement between the City and County of Denver and Hallmark, Inc. for on-call structural and safety repair projects.

Executes on-call structural and safety repairs contract with Hallmark, Inc., for \$678,369 for repair and rehabilitation work for various locations involving bridges, culverts, walls, etc. throughout the City and County of Denver (201309355). The last regularly scheduled Council meeting within the 30-day review period is on 4-22-13. The Committee approved filing this bill by consent on 3-21-13.

CB13-0183 A bill for an ordinance approving the Peoria Project Agreement between Regional Transportation District, the City of Aurora and the City and County of Denver for the Peoria Street Grade Separation Crossing Project.

Approves the second intergovernmental agreement among Denver, Aurora, and the Regional Transportation District involving many facets of funding and timing of various steps in the Peoria Street Grade Separation project over Smith Road in Council District 11. The last regularly scheduled Council meeting within the 30-day review period is on 4-22-13. The Committee approved filing this bill by consent on

3-21-13.

Adjourn

Pending

For 4-15-13

CB13-0105 A bill for an ordinance changing the zoning classification for 100, 102, 114 and 128 Steele Street.

**Required Public Hearing
Final Consideration**

For 4-22-13

CB13-0104 A bill for an ordinance changing the zoning classifications to certain portions of dedicated City rights-of-way located generally adjacent to 61-81 South Garfield Street; 200, 234 and 280 Columbine Street and 2600 East 3rd Avenue; 360 South Monroe Street; and 3740, 3750, 3754 and 3758 York Street.

**Required Public Hearing
Final Consideration**

For 4-22-13

CB13-0137 A bill for an ordinance changing the zoning classification for 1410 – 1460 South Holly Street.

**Required Public Hearing
Final Consideration**

For 4-29-13

CB13-0155 A bill for an ordinance changing the zoning classification of the northeast corner of East 1st Avenue and Fillmore Place.

**Required Public Hearing
Final Consideration**

For 4-29-13

CB13-0173 A bill for an ordinance changing the zoning classification for 1172-1178 Mariposa Street and 1120-1122 West 12th Avenue.

**Required Public Hearing
Final Consideration**

For 4-29-13

CB13-0188 A bill for an ordinance changing the zoning classification for 13000 East Albrook Drive.

**Required Public Hearing
Final Consideration**

For 5-20-13

CB13-0156 A bill for an ordinance changing the zoning classification at approximately 16th Avenue between Fillmore Street and Milwaukee Street.

**Required Public Hearing
Final Consideration**