

City Council of Tuesday, July 21, 2015

City and County of Denver

Robin Kniech..... At Large
Deborah "Debbie" Ortega..... At Large
Rafael G. Espinoza..... District 1
Kevin Flynn..... District 2
Paul D. López..... District 3
Kendra Black..... District 4
Mary Beth Susman..... District 5
Paul Kashmann..... District 6



Jolon Clark..... District 7
Christopher Herndon..... District 8
Albus Brooks..... District 9
Wayne New..... District 10
Stacie Gilmore..... 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 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.

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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: Tuesday, July 21, 2015 5:30 PM

Pledge of Allegiance

Roll Call

Election of Council President and President Pro Tem

From Council Rules of Procedure (Rule 8)

8.1 Election of Officers. At the third meeting of the Council in the month of July of each year, except when a Council seat is vacant, the order of business shall be:

(a) Election of a President as provided in section 3.3.1 of the Charter, who shall hold office until the third Monday of July of the ensuing year, or until a successor is duly elected, whichever is later.

(b) Election of a president pro tempore who shall serve without additional compensation and who shall hold office until the third Monday of July of the ensuing year, or until a successor is duly elected, whichever is later.

(c) The election of Council officers shall be conducted as follows:

1. Candidates for the office of President of Council, and of President Pro Tempore, shall be nominated from the floor, separately, before the election for each office.

2. No second to a nomination shall be required.

3. The nominations shall be closed by a declaration by the presiding officer after the presiding officer asks for further nominations and receives no reply.

4. The election for each office shall be in the form of a roll call election in which each member of Council, when called upon, declares his or her vote for a candidate.

5. An eligible person receiving a vote for an office need not have been nominated.

6. No nominee shall be removed from consideration unless he or she withdraws.

7. The candidate receiving at least seven votes for each office will be declared elected to that office by the presiding officer, after the verification by the Council Secretary of the votes cast.

(d) If a Council seat is vacant at the time of the regularly scheduled election, the election for President and President Pro Tempore shall take place at the first regular Council meeting after every seat on the Council is filled.

Approval of the Minutes

Council Announcements

Presentations

Communications

Proclamations

Resolutions

Infrastructure & Culture

CR15-0513 A resolution appointing Councilmember Stacie Gilmore to the Board of Directors of the Urban Drainage and Flood Control District.

Appoints Councilmember Stacie Gilmore to the Board of Directors of the Urban Drainage and Flood Control District for a partial term starting immediately and expiring 1-31-16. The Committee approved filing this resolution by consent on 7-16-15.

Bills for Introduction

Business Development

CB15-0472 A bill for an ordinance authorizing expenditures in the Economic Opportunity Special Revenue Fund for the "Temporary Assistance for Needy Families (TANF) Case Management, Employment, and Training FY15-16" program.

Authorizes the expenditure of funds for the operation of the Temporary Assistance for Needy Families (TANF) Case Management of the Employment and Training Program for the fiscal year beginning 7-1-15 to provide employment and training services to low-income families in Denver. Fund expenditures include personnel, contracts, non-personnel costs, and Work Experience/On-the-Job Training for total expenditures in the amount of \$7.55 million (17405/0117101). The Committee approved filing this bill by consent on 7-9-15.

CB15-0474 A bill for an ordinance approving a proposed First Amendment to Airport Use and Lease Agreement between the City and County of Denver and SkyWest Airlines, Inc. related to leased space at Denver International Airport.

Amends SkyWest's airport use and facilities lease agreement for space located on Concourse B to add 2,019 square feet of leased space at a rate of \$370,000

annually for a new annual revenue agreement in the amount of \$10.82 million at Denver International Airport (PLANE-201206585). The last regularly scheduled Council meeting within the 30-day review period is on 8-10-15. The Committee approved filing this bill by consent on 7-9-15.

CB15-0479 A bill for an ordinance approving a Fourth Amendment to Cooperative Service Agreement between the City and County of Denver and USDA-APHIS Wildlife Services to extend the contract for performing certain wildlife control measures at Denver International Airport.

Amends an agreement with the United States Department of Agriculture, Animal and Plant Inspection Service-Wildlife Services by adding \$505,920 in additional funds for a new contract in the amount of \$2,038,563 and to add one year through 12-31-16 to provide Federal Aviation Administration (FAA) mandated wildlife services for Denver International Airport per the FAA approved Wildlife Hazard Management Plan (PLANE-201103051-04). The last regularly scheduled Council meeting within the 30-day review period is on 8-10-15. The Committee approved filing this bill by consent on 7-9-15.

CB15-0480 A bill for an ordinance approving a proposed Conditional Assignment of Concession Agreement among Avila Retail Development & Management, LLC, City and County of Denver and BOKF NA dba Bank of Albuquerque concerning a concession at Denver International Airport.

Amends a concession agreement with Avila Retail Development & Management, LLC doing business as Out West, allowing for the continued financial relationship between the concessionaire and its lender/bank so that the concessionaire can comply with financial lending requirements. There is no change in the contract amount or the term (201311250(1)). The last regularly scheduled Council meeting within the 30-day review period is on 8-10-15. The Committee approved filing this bill by consent on 7-9-15.

CB15-0481 A bill for an ordinance approving a proposed Conditional Assignment of Concession Agreement among Avila Retail Development & Management, LLC, City and County of Denver and BOKF NA dba Bank of Albuquerque concerning a concession at Denver International Airport.

Amends a concession agreement with Avila Retail Development & Management, LLC doing business as Mosaic, allowing for the continued financial relationship between the concessionaire and its lender/bank so that the concessionaire can comply with financial lending requirements. There is no change in the contract amount or the term (201311252(1)). The last regularly scheduled Council meeting within the 30-day review period is on 8-10-15. The Committee approved filing this bill by consent on 7-9-15.

CB15-0482 A bill for an ordinance approving a proposed Conditional Assignment of Concession Agreement among Avila Retail Development & Management, LLC, City and County of Denver and BOKF NA dba Bank of Albuquerque concerning a concession at Denver International Airport.

Amends a concession agreement with Avila Retail Development & Management, LLC doing business as Connections, allowing for the continued financial relationship

between the concessionaire and its lender/bank so that the concessionaire can comply with financial lending requirements. There is no change in the contract amount or the term (201311248(1)). The last regularly scheduled Council meeting within the 30-day review period is on 8-10-15. The Committee approved filing this bill by consent on 7-9-15.

CB15-0483 A bill for an ordinance approving a proposed Conditional Assignment of Concession Agreement among Avila Retail Development & Management, LLC, City and County of Denver and BOKF NA dba Bank of Albuquerque concerning a concession at Denver International Airport.

Amends a concession agreement with Avila Retail Development & Management, LLC doing business as Greetings From Colorado, allowing for the continued financial relationship between the concessionaire and its lender/bank so that the concessionaire can comply with financial lending requirements. There is no change in the contract amount or the term (201311246(1)). The last regularly scheduled Council meeting within the 30-day review period is on 8-10-15. The Committee approved filing this bill by consent on 7-9-15.

Infrastructure & Culture

CB15-0466 A bill for an ordinance approving a proposed Amendment to Agreement between the City and County of Denver and Urban Drainage and Flood Control District, for drainage and flood construction services along Cherry Creek.

Adds \$250,000 to an agreement with the Urban Drainage and Flood Control District for a new spending cap of \$1.1 million for additional improvements along Cherry Creek from Monaco Parkway to Iliff Boulevard in Council District 6 (201103770). The last regularly scheduled Council meeting within the 30-day review period is on 8-10-15. The Committee approved filing this bill by consent on 7-2-15.

Safety & Well-being

CB15-0279 A bill for an ordinance approving a proposed Agreement between the City and County of Denver and Excelsior Youth Centers, Inc. to provide Out-of-Home Placement Services for children/youth in the custody of the Department of Human Services.

Approves a contract with Excelsior Youth Centers, Inc. for \$2,937,157 through 6-30-18 to provide placements and case management services to children in out-of-home care (2015-21829). The last regularly scheduled Council meeting within the 30-day review period is on 8-10-15. The committee approved filing this bill by consent on 5-14-15.

CB15-0283 A bill for an ordinance approving a proposed Agreement between the City and County of Denver and Devereux Cleo Wallace to provide Out-of-Home Placement Services for children/youth in the custody of the Department of Human Services.

Approves a contract with Devereux Cleo Wallace for \$979,988 through 6-30-18 to provide placements and case management services to children in out-of-home care (2015-21940). The last regularly scheduled Council meeting within the 30-day review period is on 8-10-15. The committee approved filing this bill by consent on 5-14-15.

CB15-0435 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 University of Colorado concerning the "Integrating Trauma-Informed and Trauma-Focused Practice in Child Protective Service" program and the funding therefore.

Amends an agreement with the University of Colorado Denver (UCD) to add an additional \$172,732 for a total amount of \$618,498.46 and running through 09-29-15 to continue to work with integrating trauma-informed and trauma-focused practice in child welfare practice (2012-05711-03). The last regularly scheduled Council meeting within the 30-day review period is on 8-10-15. The committee approved filing this bill by consent on 6-25-15.

CB15-0444 A bill for an ordinance approving a proposed Agreement between the City and County of Denver and Community Education Centers, Inc. for community corrections services.

Approves a contract with Community Education Centers in the amount of \$2,349,580.58 for residential community corrections services provided in fiscal year 2015-2016 (2015-22626). The last regularly scheduled Council meeting within the 30-day review period is on 8-10-15. The committee approved filing this bill by consent on 6-25-15.

CB15-0458 A bill for an ordinance approving a proposed Agreement between the City and County of Denver and Brownstein Hyatt Farber Schreck, LLP to provide legal services.

Approves a contract with Brownstein Hyatt for \$1.5 million through 3-15-18 for outside legal services in connection with City litigation needs with regard to new cases as needed (201522360-00). The last regularly scheduled Council meeting within the 30-day review period is on 8-10-15. The committee approved filing this bill by consent on 7-9-15.

CB15-0459 A bill for an ordinance approving a proposed Agreement between the City and County of Denver and Faegre Baker Daniels LLP to provide legal services.

Approves a contract with Faegre Baker Daniels for \$2 million through 6-26-18 for outside legal services in connection with City litigation needs with regard to new cases as needed (201522359-00). The last regularly scheduled Council meeting within the 30-day review period is on 8-10-15. The committee approved filing this bill by consent on 7-9-15.

CB15-0460 A bill for an ordinance approving a proposed Agreement between the City and County of Denver and Ogletree, Deakins, Nash, Smoak & Stewart, P.C., to provide legal services.

Approves a contract with Ogletree Deakins Nash for \$1.5 million through 6-15-18 for outside legal services in connection with City litigation needs with regard to new cases as needed (201522304-00). The last regularly scheduled Council meeting within the 30-day review period is on 8-10-15. The committee approved filing this bill by consent on 7-9-15.

CB15-0463 A bill for an ordinance approving a proposed Amendatory Agreement between the City and County of Denver and The Colorado Coalition for the Homeless to provide tenant based rental assistance though the Continuum of Care (CoC) Housing First Program.

Amends a contract with the Colorado Coalition for the Homeless, adding \$1,743,704.93 for a total amount of \$2,324,940 to provide 240 units of tenant-based rental assistance to chronically homeless individuals with substance abuse issues through the Continuum of Care (CoC) Housing First program (SOCSV-2015-21191-01). The last regularly scheduled Council meeting within the 30-day review period is on 8-10-15. The committee approved filing this bill by consent on 7-9-15.

CB15-0467 A bill for an ordinance approving a proposed Agreement by and between the City and County of Denver and Harris Corporation for the North Table Mountain site expansion.

Approves a contract with Harris Corporation for \$583,973.35 to procure and install radio equipment on North Table Mountain, providing improved interoperable communications along the Front Range (MOOEM -201522162-00). The last regularly scheduled Council meeting within the 30-day review period is on 8-10-15. The committee approved filing this bill by consent on 7-9-15.

CB15-0475 A bill for an ordinance approving a proposed Amendatory Agreement between the City and County of Denver and Rite of Passage, Inc. to update the reimbursement rates.

Amends a contract with Rite of Passage, Inc. to correct the reimbursement rate for the contractor. Terms regarding time or money remain the same (2015-21670-01). The last regularly scheduled Council meeting within the 30-day review period is on 8-10-15. The committee approved filing this bill by consent on 7-9-15.

Recap of Bills to be Called Out

Recess

Council Reconvenes and Resumes its Regular Session

Bills for Final Consideration

Business Development

CB15-0129 A bill for an ordinance approving a proposed Agreement between the City and County of Denver and Arapahoe County Community Resource Department to provide workforce development services and programs under the federally funded H1-B Ready To Work Partnership Project.

Authorizes Denver's Division of Workforce (DWD) to grant a sub-award to Arapahoe/Douglas Works in the amount of \$649,372 through 9-30-18 to provide services under grant agreement HG-26659-15-60-A-8 entitled H1-B Ready-to-Work from the Department of Labor (201520646). The last regularly scheduled Council meeting within the 30-day review period is on 8-3-15. The Committee approved filing this bill by consent on 3-5-15.

Infrastructure & Culture

CB15-0373 A bill for an ordinance approving a proposed Design Services Amendatory Agreement between the City and County of Denver and CH2M Hill Engineers, Inc., for professional architecture and engineering design services relating to Brighton Boulevard (between 29th and 44th Streets) Project.

Adds \$1.54 million to a contract with CH2M Hill Engineers for a new total of \$2,314,325 for final design services for the Brighton Boulevard 29th to 44th Design Project in Council District 9 (201418034 - 01). The last regularly scheduled Council meeting within the 30-day review period is on 8-3-15. The Committee approved filing this bill by consent on 6-4-15.

CB15-0438 A bill for an ordinance approving an Agreement between the City and County of Denver and BT Construction, Inc. for construction of a storm sewer system.

Approves a \$7,497,109.75 contract with BT Construction, Inc. for drainage improvements between Arkins Court and Mountain Cement along 33rd Street which is the first segment of a project to construct a 5-year storm sewer system and its associated facilities (201521653). The last regularly scheduled Council meeting within the 30-day review period is on 8-3-15. The Committee approved filing this bill by consent on 7-2-15.

CB15-0440 A bill for an ordinance approving a proposed Amendatory Agreement between the City and County of Denver and Turner Construction Company for on-call as-needed construction services.

Adds \$950,000 to the contract with Turner Construction Company for a total contract of \$1.35 million to complete critical repairs to the Denver Performing Arts Center Garage (201208978-01). The last regularly scheduled Council meeting within the 30-day review period is on 8-3-15. The Committee approved filing this bill by consent on 7-2-15.

CB15-0446 A bill for an ordinance approving an Agreement between the City and County of Denver and Chato's Concrete, LLC for construction of intersection improvements.

Approves a \$1,132,678.30 contract with Chato's Concrete, LLC for intersection improvements at Broadway & 16th Avenue for all modes of transportation including, bus, vehicle, bicycle, and pedestrian traffic (201521811). The last regularly scheduled Council meeting within the 30-day review period is on 8-3-15. The Committee approved filing this bill by consent on 7-2-15.

CB15-0464 A bill for an ordinance approving a proposed Second Amendatory Agreement to allow Colorado Miners Inc., to continue administering and providing youth and community programming at the Johnson Recreation Center.

Amends a contract with The Colorado Miners to clarify requirements for operation of a head start program and to modify contract terms related to preventative and facility maintenance, payment of utility bills and facility improvements at Johnson Rec Center in Council District 9 (PARKS-XC02065-02). The last regularly scheduled Council meeting within the 30-day review period is on 8-3-15. The Committee approved filing this bill by consent on 7-2-15.

CB15-0471 A bill for an ordinance re-purposing a "Library" program in the Culture and Recreation Special Revenue Fund (SRF) and the means for authorizing expenditures from such fund.

Updates language related to the Library Special Revenue Fund 15807 to reflect current practice and authorize accruing investment earnings. The Committee approved filing this resolution by consent on 7-2-15.

CB15-0473 A bill for an ordinance vacating a portion of South Monaco Street Parkway at approximately Cedar Avenue, without reservations.

Vacates 34 feet along South Monaco Parkway without reservations in Council District 5. The Committee approved filing this bill by consent on 7-2-15.

Safety & Well-being

CB15-0236 A bill for an ordinance approving a proposed Agreement between the City and County of Denver and Catholic Charities and Community Services of the Archdiocese of Denver, Inc. to provide Out-of-Home Placement Services for children/youth in the custody of the Department of Human Services.

Authorizes a contract with Catholic Charities and Community Services of the Archdiocese of Denver, Inc. for \$712,782 through 6-30-18 to provide placements and case management services to children in out-of-home care (2015-21685-00). The last regularly scheduled Council meeting within the 30-day review period is on 8-3-15. The committee approved filing this bill by consent on 4-30-15.

CB15-0274 A bill for an ordinance approving a proposed Agreement between the City and County of Denver and CGL-CPA, LLC to provide out-of-home placement services for children.

Approves a contract with CGL-CPA, LLC for \$1,546,203 through 6-30-18 to provide placements and case management services to children in out-of-home care (2015-

21832). The last regularly scheduled Council meeting within the 30-day review period is on 8-3-15. The committee approved filing this bill by consent on 5-14-15.

CB15-0386 A bill for an ordinance approving a proposed Agreement between the City and County of Denver and A Brighter Day, Inc., to provide Out-of-Home Placement Services for children in the custody of the Department of Human Services.

Authorizes a contract with A Brighter Day, Inc. for \$935,532 through 6-30-18 to provide placements and case management services to children in out-of-home care (2015-22487). The last regularly scheduled Council meeting within the 30-day review period is on 8-3-15. The committee approved filing this bill by consent on 6-11-15.

CB15-0411 A bill for an ordinance approving a proposed Agreement by and between the City and County of Denver and Taser International, Inc., to purchase equipment and data storage for the Denver Police Department Body Camera Program.

Approves a contract with Taser International, Inc for \$6,101,035 and through 06-30-20 to purchase equipment and data storage for the Denver Police Department Body Camera Program (201522654-00). The last regularly scheduled Council meeting within the 30-day review period is on 8-3-15. The committee approved filing this bill by consent on 6-25-15.

CB15-0447 A bill for an ordinance approving a proposed Amendatory Agreement between the City and County of Denver and Busco, Inc. to provide transportation for homeless persons.

Authorizes an amendment with Busco, Inc. to add an additional \$415,000 for a total amount of \$860,000 through 12-31-15 to provide bus transportation to homeless persons on a daily basis from the Denver Rescue Mission and to various approved recreation center/shelter locations throughout the Denver metro area on a year-round basis (SOCSV-2013-13589-03). The last regularly scheduled Council meeting within the 30-day review period is on 8-3-15. The committee approved filing this bill by consent on 6-25-15.

Technology & Governance

CB15-0433 A bill for an ordinance approving a proposed Master Purchase Order between the City and County of Denver and Stone Security, LLC to provide preventative maintenance and related services for the existing Closed Circuit TV equipment.

Approves a master purchase order with Stone Security for one year at a maximum amount of \$1 million for preventative maintenance and related services for the existing Closed Circuit TV equipment (networked security cameras Citywide) (0822A0115). The last regularly scheduled Council meeting within the 30-day review period is on 8-3-15. The committee approved filing this bill by consent on 7-2-15.

CB15-0462 A bill for an ordinance approving a proposed On Call Technology Services Agreement by and between the City and County of Denver and ISC, Inc., dba Venture Technologies, for professional services and maintenance to support City Network infrastructure.

Approves an on-call Contract with ISC, Inc doing business as Venture Technologies for \$3.5 million through 3-31-18 for professional services and maintenance to support City Network infrastructure (City Data and Voice Network) (TECHS-201521905-00). The last regularly scheduled Council meeting within the 30-day review period is on 8-3-15. The committee approved filing this bill by consent on 7-2-15.

CB15-0489 A bill for an ordinance approving a proposed Master Agreement between the City and County of Denver and Workday, Inc., for subscription costs, training and delivery assurance for Workday software application.

Approves a contract with Workday, Inc. for \$10 million through 12-31-19 to implement a new Enterprise Resource Planning (ERP) application that includes the replacement of the PeopleSoft Human Resources, Payroll and Financials applications. The contract will provide subscription costs, training, and delivery assurance for the Workday application (TECHS-201523140-00). The last regularly scheduled Council meeting within the 30-day review period is on 8-3-15. The committee approved filing this bill at its meeting on 7-1-15.

CB15-0490 A bill for an ordinance approving a proposed Master Services Agreement between the City and County of Denver and Sierra-Cedar, Inc., for professional services related to the implementation of the Workday software application.

Approves a contract with Sierra Cedar for \$5.5 million through 12-31-17 to implement a new Enterprise Resource Planning application that includes the replacement of the PeopleSoft Human Resources, Payroll and Financials applications. The contract will provide the professional services for organizational change management, business process re-alignment and implementation (TECHS-201523139-00). The last regularly scheduled Council meeting within the 30-day review period is on 8-3-15. The committee approved filing this bill at its meeting on 7-1-15.

Adjourn

Pending

For 7-27-15

CB15-0385 A bill for an ordinance changing the zoning classification for 3540 E. 31st Avenue with certain waivers.

**Required Public Hearing
Final Consideration**

For 8-10-15

CB15-0410 A bill for an ordinance changing the zoning classification for 270 S. Madison Street.

**Required Public Hearing
Final Consideration**

For 8-10-15

CB15-0424 A bill for an ordinance changing the zoning classification for 59-75 S. Jackson Street.

**Required Public Hearing
Final Consideration**